ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1879.

MADRAS:
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1880.

MADRAS COURT OF SMALL CAUSES,
31st March 1880.

No. 419.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

R. DAVIDSON, ESQ., C.S.I.,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to send herewith, for submission to His Grace the Governor in Council, the twenty-ninth Annual Report of the Madras Court of Small Causes for the year ending 31st December 1879.

2. The number of suits instituted during the year was 25,648, being 1,626 less than the preceding year.

3. The receipts on account of fees, &c., amounted to Rs. 1,08,768-11-10, and the expenses of the Court amounted to Rs. 78,968-10-3, leaving a balance to the credit of Government of Rs. 29,800-1-7 against Rs. 38,079-13-9 in 1878.

4. The following Statement A exhibits the number of suits set down for hearing during the year, and the manner in which they were disposed of. From this statement, it will be seen that out of a total of 28,919 suits 26,145 were disposed of, and only 2,774 suits were pending on the 1st January 1880:—

A.

—		Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.	Struck off and withdrawn.	Compromised.	Pending		Total.	Instituted in 1879, but made returnable in 1880.	Grand Total.
							Partly heard and adjourned.	On account of Summons not being served.			
Cases pending from 1878.	3,271	1,682	85	35	608	753	15	93	3,271	..	3,271
Cases instituted in 1879.	25,648	13,368	502	103	2,174	6,835	261	1,189	24,432	1,216	25,648
Cases under Chapter XXXIX, Act X of 1877, pending from 1878.	8	..	..	..	..	..	..	8	8	..	8
Cases instituted in 1879.	14	7	..	..	..	4	..	3	14	..	14
Total ..	28,941	15,057	587	138	2,782	7,592	276	1,293	27,725	1,216	28,941

5. There were 14 cases filed under Chapter XXXIX of Act X of 1877 (summary procedure on Bills of Exchange). Of these, 7 cases were decided in favor of plaintiffs, 4 were compromised, and 3 cases remained undisposed of owing to summonses not being served on defendants.

6. There were 132 applications for distress-warrants made during the year, of which 25 were either withdrawn or refused, and out of the remaining 107 appli-

cations, 1 was compromised before distraint, and 34 after distraint. On 33 warrants the debtors paid money into Court. There were 19 sales, which realised Rs. 572-6-0, and 20 warrants were returned unexecuted.

7. There were 69 Commissions sent to this Court to examine witnesses in reference to cases instituted in the Mofussil Courts, 52 of which were executed, and 90 witnesses were examined under them. Seventeen Commissions were returned unexecuted.

8. In addition to the above, 1,399 processes were sent from the Mofussil Courts for service on persons residing within the jurisdiction of this Court; 905 processes were served and the remainder unserved.

9. There were 211 inter-pleader suits filed during the year. In 157 cases the claim was wholly or partly allowed, and in 37 cases the claim was disallowed. The remaining 17 cases are still pending.

Vide G.O., dated 7th May 1878, No. 963.
" " 25th Feb. 1879, " 405.
" " 24th April " " 927.
" " 13th Mar. 1880, " 605.

10. Under Section 8 of Civil Procedure Code the following sections of the Code have been made applicable to this Court :—

Act X of 1877

Section 3
" 13
" 14
" 25
" 27
" 61
" 86
" 117
" 118
" 120
" 160 to 162, both inclusive.
" 177
" 192
" 206
" 209
" 210
" 218 to 229, both inclusive.
" 231 to 234, do.
" 239 to 243, do.
" 244
" 246
" 248
" 249

Section 252
" 253
" 266
" 267 to 272, both inclusive.
" 273
" 275 to 282, do.
" 283
" 284
" 285
" 292
" 293
" 294 to 303, both inclusive.
" 336
" 342
" 344 to 359, do.
" 361 to 374, do.
" 383 to 395, do.
" 397 to 400, do.
" 411 to 413, do.
" 483 to 490, do.
Chapter XXXIX.
Section 643
" 651

Act XII of 1879.

Section 1	Section 24	Section 34	Section 56	Section 66
" 6	" 25	" 35	" 59	" 67
" 11	" 26	" 41	" 60	" 69
" 12	" 28	" 42	" 61	" 70
" 15	" 31	" 45	" 62	" 78
" 16	" 33	" 46	" 63	" 79
				" 94

11. The effect of the extension of Sections 223 to 229 is at the present moment under the consideration of the High Court. If it should be held that under Section 227 the High Court is competent and compellable to execute the judgments of this Court against immovable property within the Presidency Town, such decision must necessarily have very important consequences as regards both the business of this Court and of the High Court.

The subjoined Statement B shows at a glance the business connected with 25,648 suits instituted during the year :—

STATEMENT B.

Month and Year.	Cases instituted in 1879.		Total.	Number of Copies of Summonses issued.	Number of Copies of further Summonses issued.	Number of Copies of Subpœnas issued.	Attachments.	Number of Copies of Warrants issued against Judgment-debtors and against their Goods.	Number of Judges' Warrants under Section 50, Act IX of 1850.	Number of Copies of Judgments sent to Mofussil Courts for execution and granted to parties.	Number of Commitments under Section 50, Act IX of 1850.	Number of Orders to Jailor to release Prisoners.	Number of Suits referred to Arbitration under Section 40 of Act IX of 1850.	Power of Attorney filed to sue			
	English.	Native.												By Attorneys.	By Vakils.	By Agents.	Total.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
1879.																	
January	240	1,942	2,182	2,773	946	1,304	..	989	1	9	1	43	8	80	48	104	232
February	280	2,238	2,518	3,226	663	1,406	..	1,100	3	23	1	49	5	52	43	76	171
March	232	2,371	2,603	3,295	934	1,797	..	1,122	2	18	..	42	6	51	37	43	131
April	203	2,059	2,262	2,924	752	1,947	..	929	1	15	..	42	10	68	27	26	121
May	167	1,389	1,556	2,000	481	700	..	915	2	15	..	38	3	30	39	34	103
June	132	1,164	1,296	1,615	251	500	..	748	..	6	..	44	8	4	7	10	21
July	279	2,272	2,551	3,289	438	1,296	..	816	1	15	..	27	11	39	44	38	121
August	243	1,997	2,240	2,851	411	1,436	..	1,139	..	11	..	23	25	68	40	29	137
September	227	2,191	2,418	3,064	665	1,442	..	1,130	..	22	..	56	29	52	21	22	95
October	233	2,116	2,349	3,005	731	1,849	..	1,063	2	25	..	39	14	59	70	27	156
November	194	1,649	1,843	2,405	694	1,557	..	959	1	26	..	33	8	38	70	21	129
December	197	1,633	1,830	2,355	915	1,044	..	946	2	24	1	29	4	36	20	25	81
	2,627	23,021	25,648	32,802	7,881	16,278	..	11,856	15	209	3	465	131	577	466	455	1,498
Cases pending from 1878	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Cases under Act X of 1877	4	10	14	36	..	..	..	..	..	..	..	..	..	9	3	..	12
Suits pending from 31st December 1878.	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Total ..	2,631	23,031	25,662	32,838	7,881	16,278	..	11,856	15	209	3	465	131	586	469	455	1,510

STATEMENT B—*continued.*

Month and Year.	Power of Attorney filed to defend				Judgment for Plaintiff.						Judgment for Defendant		Non-suit.	Struck off		Compromised	
					Ex parte.		Confession										
	By Attorneys	By Vakils	By Agents.	Total	Unheard	Partly heard	Unheard	Partly heard	Defended	On award of Arbitrators.	Defended	On award of Arbitrators		Unheard.	Partly heard.	Unheard	Partly heard
	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35
1879.																	
January	33	24	22	79	793	29	246	33	185	5	52	..	15	205	14	538	27
February	9	16	8	33	915	40	269	19	251	2	56	3	11	188	18	663	43
March	20	11	5	36	914	45	229	9	342	4	66	..	21	236	15	644	25
April	24	17	4	45	859	22	197	13	207	4	47	..	8	217	4	602	26
May	5	4	3	12	520	9	99	11	132	4	21	..	8	169	8	501	18
June	3	.	1	4	410	8	90	10	192	3	30	..	3	85	11	392	12
July	5	4	1	10	877	28	177	8	298	3	38	..	11	213	12	764	17
August	14	15	3	32	738	36	168	4	319	2	44	1	10	155	5	627	11
September	13	8	1	22	752	13	211	8	300	..	49	..	6	136	9	706	12
October	20	13	5	38	707	25	206	11	234	1	54	1	6	136	7	611	8
November	11	14	5	30	516	4	157	8	150	2	32	..	3	67	6	448	..
December	7	11	6	24	184	..	49	..	52	..	8	..	1	20	..	140	.
	164	137	64	365	8,185	259	2,098	134	2,662	30	497	5	103	1,827	109	6,638	199
Cases pending from 1878	..	..	..	..	904	120	194	59	385	20	83	2	35	470	95	667	86
Cases under Act X of 1877 ..	..	1	2	3	5	..	..	..	2	..	..	..	..	..	..	4	.
Suits pending from 31st December 1878	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Total ..	164	138	66	368	9,094	379	2,292	193	3,049	50	580	7	138	2,297	204	7,307	285

STATEMENT B—*continued.*

Month and Year.	Withdrawn.		Undecided.				Inter-pleader Suits disposed of.			Motions for new Trial or pursuant to leave reserved.				Motions for Revival of Judgment.	Other Motions.
	Unheard.	Partly heard.	Number of Cases adjourned to next Year.	Number of further Summonsos pending.	Number of Cases instituted in 1879, but made returnable in 1880.	Total.	Claim allowed.	Claim disallowed.	Claim partly allowed.	Rule refused.	Rule granted.	Rule made absolute.	Rule discharged.		
	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50
1879.															
January	21	4	1	14	..	2,182	16	5	7	1	4	2	2	179	237
February	15	10	3	12	..	2,518	13	2	..	6	1	2	1	160	144
March	18	5	14	16	..	2,603	24	4	..	7	2	1	..	178	146
April	18	3	9	26	..	2,262	15	5	..	6	1	..	..	159	156
May	18	6	8	24	..	1,556	9	3	2	7	..	..	1	63	140
June	18	3	7	22	..	1,296	5	..	..	..	..	..	..	9	177
July	24	3	19	59	..	2,551	9	2	1	6	..	..	..	136	220
August	15	3	26	76	..	2,240	9	3	..	10	1	..	..	166	164
September	17	1	43	155	..	2,418	9	3	..	3	1	..	1	120	198
October	17	3	31	291	..	2,349	9	5	..	7	4	1	..	172	196
November	11	2	68	369	..	1,843	17	1	1	4	2	..	2	93	184
December	2	1	32	125	1,216	1,830	12	4	..	5	..	..	..	116	132
	194	44	261	1,189	1,216	25,648	146	37	11	62	16	6	7	1,551	2,094
Cases pending from 1878	22	21	15	93	..	3,271	..	..	..	..	..	..	..	..	..
Cases under Act X of 1877.. ..	..	..	3	..	..	14	..	..	..	..	..	..	..	..	..
Suits pending from 31st December 1878.	..	..	..	8	..	8	..	..	..	..	..	..	..	..	..
Total ..	216	65	279	1,290	1,216	28,941	146	37	11	62	16	6	7	1,551	2,094

(Signed) T. M. BUSTEED,
(„) C. V. RUNGANADA SASTRY, } *Judges.*
(„) P. SREENEVASSA ROW,

No. 1.

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879.

1879.	1			2	3	4	5			6			7					
	Number of Suits instituted.			The English Cases bear to the Native Cases the ratio of	Number of Days on which the Court was opened.	Average Number of Suits instituted daily.	Amount litigated in Suits instituted in 1879.			Value of Suits instituted and disposed of in 1879.			Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in compromised Cases.					
													Costs under Rs. 5.			Above Rs. 5 and under Rs. 10.		
	English.	Native.	Total.				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	240	1,942	2,182	8·0916	22	99·181	67,429	9	4	64,548	15	1	346	15	0	555	3	0
February	280	2,238	2,518	7·992	24	104·916	82,077	0	11	80,778	0	8	399	14	0	607	11	0
March	232	2,371	2,603	10·219	26	100·115	72,329	1	10	70,375	4	4	474	11	0	605	9	0
April	203	2,059	2,262	10·142	21	107·714	72,762	4	7	70,527	11	6	409	1	0	530	15	0
May	167	1,389	1,556	8·317	23	67·652	50,496	5	3	48,828	3	1	255	5	0	377	0	0
June	132	1,164	1,296	8·818	21	61·714	45,430	7	8	43,749	3	10	163	5	0	302	14	0
July	279	2,272	2,551	8·143	24	106·291	81,975	12	7	76,358	7	11	393	13	0	579	7	0
August	243	1,997	2,240	8·218	26	86·153	79,077	5	6	75,205	8	11	315	9	0	536	3	0
September	227	2,191	2,418	9·651	25	96·72	79,228	2	6	67,466	6	10	342	12	0	542	6	0
October	233	2,116	2,349	9·0815	26	90·346	77,249	14	6	66,624	8	8	368	5	0	557	9	0
November	194	1,649	1,843	8·5	25	73·72	60,128	13	6	40,024	11	6	310	4	0	446	5	0
December	197	1,633	1,830	8·289	20	91·5	69,452	1	11	12,412	7	1	298	9	0	410	15	0
Total ...	2,627	23,021	25,648	8·763	283	90·628	8,37,637	0	1	7,16,899	9	5	4,078	7	0	6,052	1	0

No. 1—*continued.*

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879—(Contd.)

1879.	7—*continued.* Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—*continued.*																							
	Above Rs. 10 and under Rs. 20.			Above Rs. 20 and under Rs. 50.			Above Rs. 50 and under Rs. 100.			Above Rs. 100 and under Rs. 200.			Above Rs. 200 and under Rs. 300.			Above Rs. 300 and under Rs. 400.			Above Rs. 400 and under Rs. 500.			Above Rs. 500 and under Rs. 600.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	955	9	0	1,887	9	0	1,921	3	0	1,418	7	0	590	11	6	469	2	0	260	12	0	327	2	0
February ...	1,003	9	0	2,307	7	0	2,021	14	0	1,865	4	0	984	12	6	527	7	0	402	5	0	377	6	6
March ...	1,052	7	0	2,012	12	0	1,909	13	0	1,522	10	0	808	1	0	488	3	6	311	3	0	346	11	6
April ...	865	4	0	1,837	7	0	1,614	2	0	1,868	13	0	982	6	0	332	15	0	287	1	0	500	1	6
May ...	625	10	0	1,360	7	0	1,184	14	0	1,059	1	0	504	2	6	364	14	0	325	5	0	332	1	0
June ...	603	4	0	1,223	14	0	1,222	13	0	962	8	0	686	3	6	480	3	6	189	2	6	119	13	0
July ...	1,107	2	0	2,377	9	0	1,877	0	0	1,766	11	0	784	1	6	710	5	6	400	12	6	268	9	6
August ...	1,000	2	0	2,105	1	0	1,953	2	0	1,805	15	0	962	9	0	769	15	6	579	9	6	432	3	6
September ...	1,162	2	0	2,226	5	0	1,864	6	0	1,724	5	0	977	2	6	737	10	0	555	5	0	366	8	6
October ...	1,070	5	0	1,990	10	0	1,619	12	0	1,647	9	0	731	9	0	866	2	6	365	7	0	478	10	0
November ...	791	3	0	1,494	7	0	1,551	13	0	1,417	2	0	857	13	6	425	12	6	279	14	0	216	5	6
December ...	811	8	0	1,438	6	0	1,335	0	0	1,631	9	0	827	10	0	768	6	6	380	7	0	309	14	0
Total ...	11,048	1	0	22,261	14	0	20,075	12	0	18,689	14	0	9,697	2	6	6,941	1	6	4,337	3	6	4,075	6	6

No. 1—*continued.*

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879—(Contd.)

1879.	7—*continued.* Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—*continued.*															8 Graduated Digest of Cases instituted during the Year 1879.							
	Above Rs. 600 and under Rs. 700.			Above Rs. 700 and under Rs. 800.			Above Rs. 800 and under Rs. 900.			Above Rs. 900 and under Rs. 1,000.			Total.			Not above Rs. 5.	Above Rs. 5, not above Rs. 10.	Above Rs. 10, not above Rs. 20.	Above Rs. 20, not above Rs. 50.	Above Rs. 50, not above Rs. 100.	Above Rs. 100, not above Rs. 200.	Above Rs. 200, not above Rs. 300.	Above Rs. 300, not above Rs. 400.
	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.								
January ...	185	11	0	184	9	6	162	4	6	166	12	6	9,431	15	0	634	487	408	362	172	69	18	12
February ...	346	15	6	127	12	0	15	0	0	280	7	6	11,267	13	0	756	531	432	459	178	90	31	13
March ...	545	8	0	113	7	6	75	15	6	110	2	6	10,377	2	6	926	531	453	397	166	71	23	12
April ...	298	13	0	189	13	0	209	6	0	224	10	6	10,150	12	0	784	455	374	358	133	94	29	8
May ...	72	4	6	131	10	0	75	6	0	171	8	0	6,839	8	0	472	332	277	276	104	52	16	8
June ...	70	10	0	...	...	...	143	1	0	94	13	6	6,262	9	0	304	275	267	253	109	45	22	12
July ...	302	3	0	260	6	0	230	11	0	247	2	0	11,305	13	0	749	507	489	485	170	84	22	18
August ...	214	15	6	192	9	6	78	8	0	130	4	0	11,076	10	6	595	470	435	408	169	86	30	19
September ...	125	2	0	166	12	6	77	9	6	156	15	6	11,025	5	6	665	483	507	444	157	87	30	19
October ...	294	12	0	70	6	6	149	10	6	399	7	0	10,610	2	6	708	495	467	389	139	79	21	22
November ...	300	1	0	78	12	0	143	9	6	189	0	0	8,502	6	0	571	388	337	292	134	66	25	10
December ...	173	4	0	267	2	6	298	9	6	252	0	0	9,203	4	6	573	363	349	283	114	79	23	20
Total ...	2,930	8	6	1,783	5	0	1,659	11	0	2,423	3	0	1,16,053	5	6	7,737	5,317	4,795	4,406	1,745	902	290	173

No. 1—*continued.*

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879—(Contd.)

1879.	8—*continued.* Graduated Digest of Cases instituted during the Year 1879. *continued.*							9 Amount of Fees credited to Government.																	
	Above Rs. 400, not above Rs. 500.	Above Rs. 500, not above Rs. 600.	Above Rs. 600, not above Rs. 700.	Above Rs. 700, not above Rs. 800.	Above Rs. 800, not above Rs. 900.	Above Rs. 900, not above Rs. 1,000.	Total.	Fees received in Stamps on institution of Suits.			Fees received in Stamps on second and further Summonses.			Fees received in Stamps on Subpœnas.			Fees received in Stamps on Warrants.			Fees received in Stamps on *Capias.*			Fees received in Stamps on Notices to revise Judgment.		
								RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	5	5	3	3	2	2	2,182	8,693	10	0	292	3	0	446	2	0	549	8	0	0	8	0	39	10	0
February	9	8	6	2	...	3	2,518	10,496	1	0	322	10	0	449	2	0	597	2	0	14	0	0	67	2	0
March	6	5	9	2	1	1	2,603	9,344	4	6	288	2	0	744	12	0	512	2	0	9	0	0	65	6	0
April	6	9	5	3	3	1	2,262	9,229	10	0	304	0	0	617	2	0	535	0	0	2	0	0	57	8	0
May	7	6	1	2	1	2	1,556	6,415	14	0	190	4	0	233	6	0	435	6	0	1	8	0	33	14	0
June	4	2	1	...	2	...	1,296	5,897	5	0	154	2	0	211	2	0	321	4	0	...	...	...	7	6	0
July	8	5	5	3	3	3	2,551	10,495	11	0	300	4	0	509	14	0	451	10	0	10	0	0	48	12	0
August	12	8	3	3	1	1	2,240	10,137	8	6	306	6	0	632	12	0	543	2	0	...	...	...	62	4	0
September ...	12	7	2	2	1	2	2,418	10,157	5	6	368	8	0	499	8	0	598	10	0	...	...	...	70	2	0
October	7	9	5	1	2	5	2,349	9,705	8	6	358	2	0	546	8	0	593	2	0	1	8	0	70	14	0
November ...	6	4	5	1	2	2	1,843	7,655	10	0	349	2	0	497	10	0	494	0	0	2	0	0	60	8	0
December ...	8	5	3	4	3	3	1,830	8,543	8	6	274	6	0	385	6	0	560	4	0	2	8	0	60	4	0
Total ...	90	73	48	26	21	25	25,648	1,06,772	0	6	3,508	1	0	5,773	4	0	6,191	2	0	43	0	0	643	10	0

No. 1—*continued.*

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879—(Contd.)

1879.	9—*continued.*																										
	Amount of Fees credited to Government—*continued.*																										
	Fees received in Stamps on Inter-pleader Summonses.			Fees received from the Mofussil Courts in Stamps on account of Processes under Sec. 86, Act X of 1877, and on account of Commission under Sec. 177 of Act VIII of 1859, and Sec. 386 of Act X of 1877.			Fees received in Stamps in Pauper Suits.			Fees received in Stamps on Copies of Judgment.			Stamps affixed to Powers of Attorney for drawing Money out of Court.			Fees received in Stamps for Notices upon Affidavits under Sec. 344 of Act X of 1877.			Value of Stamp Papers or Value of Stamps affixed on Bail Bonds given on behalf of Defendants.			Total Gross Amount.			Amount of Half Costs refunded.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	65	2	0	58	12	0	...	...	...	7	0	0	22	0	0	...	...	...	...	...	...	10,174	7	0	1,233	1	3
February ...	58	6	0	87	12	0	...	...	...	19	8	0	16	0	0	...	...	...	...	..	...	12,127	11	0	1,260	15	9
March ...	49	8	0	149	2	0	1	6	0	14	8	0	11	0	0	4	8	0	2	0	0	11,195	10	6	1,474	1	9
April ...	108	2	0	67	8	0	1	12	0	12	0	0	17	0	0	6	8	0	3	0	0	10,961	2	0	1,397	11	0
May ...	25	5	0	51	12	0	0	7	6	14	8	0	14	0	0	2	8	0	2	0	0	7,420	12	6	1,191	5	0
June ...	35	15	0	61	4	0	4	0	0	4	8	0	3	0	0	4	0	0	3	8	0	6,707	6	0	845	8	9
July ...	64	2	0	102	12	0	...	...	...	12	8	0	10	0	0	5	8	0	4	0	0	12,015	1	0	1,330	1	3
August ...	40	8	0	57	0	0	5	0	0	10	0	0	11	0	0	1	8	0	1	8	0	11,808	8	6	1,736	11	9
September ...	31	9	0	69	12	0	...	...	...	17	8	0	15	0	0	8	8	0	6	0	0	11,842	6	6	1,924	15	6
October ..	114	7	6	122	8	0	...	...	...	21	0	0	15	0	0	3	8	0	3	8	0	11,555	10	0	1,860	12	3
November ...	68	0	0	99	4	0	...	...	...	23	8	0	17	0	0	5	8	0	5	8	0	9,277	10	0	1,577	6	9
December ...	44	1	0	81	0	0	...	...	...	20	0	0	7	0	0	4	0	0	4	0	0	9,986	5	6	1,609	4	0
Total ...	705	1	6	1,008	6	0	12	9	6	176	8	0	158	0	0	46	0	0	35	0	0	1,25,072	10	6	17,441	15	0

No. 1—*continued.*

Statement showing the Statistics of the Madras Court of Small Causes for the Twenty-ninth Year of its institution, viz., from January to December 1879—continued.

1879.	9—*continued.* Amount of Fees credited to Government—*continued.* Net Amount carried to the Credit of Government.			10 Amount of Fines.			11 Unclaimed Deposits for the Year 1871.			12 Stamp Duty and Penalty levied.			13 Total.			14 Excess of Fees paid on Summonses and further Summonses, Subpœnas, Warrants, &c.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	8,941	5	9	...	...	...	...	...	...	5	4	0	5	4	0	1	15	0
February ...	10,866	11	3	...	...	...	...	...	...	10	14	0	10	14	0	3	8	6
March ...	9,721	8	9	...	...	...	968	7	10	28	8	0	996	15	10	2	13	6
April ...	9,563	7	0	...	...	...	...	...	...	1	8	0	1	8	0	1	14	6
May ...	6,229	7	6	...	...	...	...	...	...	5	8	0	5	8	0	0	0	6
June ...	5,861	13	3	85	0	0	...	...	...	...	...	...	85	0	0	0	4	0
July ...	10,684	15	9	...	...	...	...	...	...	...	...	...	...	...	...	1	1	0
August ...	10,071	12	9	...	...	...	...	...	...	...	...	...	...	...	...	1	5	0
September ...	9,917	7	0	...	...	...	...	...	...	5	10	0	5	10	0	2	5	0
October ...	9,694	13	9	...	...	...	...	...	...	5	4	0	5	4	0	1	2	6
November ...	7,700	3	3	...	...	...	...	...	...	...	...	...	...	...	...	0	6	0
December ...	8,377	1	6	...	...	...	...	...	...	5	2	0	5	2	0	0	8	0
Total ...	1,07,630	11	6	85	0	0	968	7	10	67	10	0	1,121	1	10	16	14	6

MEMORANDUM.

During the year commencing 1st January and ending 31st December 1879 the Madras Court of Small Causes was closed on account of Sundays	52 days.
Good Friday, Her Majesty's Birthday, and Christmas Day	3 „
Hindu and other holidays scattered throughout the year and Saturdays during the adjournment	24 „
Total ...	79
Court sat ...	286 „
Total ...	365 „

During the adjournment one Judge sat every day (except Saturdays, Sundays, and authorized holidays) and disposed of a certain number of cases.

MADRAS COURT OF SMALL CAUSES,
31*st March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 2.

Comparative Table of Cases heard and decided from January to December 1878 *and from January to December* 1879.

—	January.		February.		March.		April.		May.		June.		July.		August.		September.		October.		November.		December.		Total.	
	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.	1878.	1879.
Judgment for Plaintiff.	1,899	2,241	1,506	1,751	1,632	1,722	1,328	1,369	546	802	686	724	1,856	1,413	1,582	1,297	1,377	1,302	1,302	1,195	1,376	907	324	334	15,414	15,057
Judgment for Defendant.	106	87	103	79	87	72	70	51	29	23	28	30	83	39	73	47	55	50	77	58	65	35	17	16	793	587
Non-suit and struck off.	479	483	453	348	374	377	338	294	208	219	147	127	329	275	266	198	255	174	158	172	159	99	51	164	3,273	2,920
Compromised.	964	992	686	796	874	763	596	651	370	526	331	407	959	787	748	645	646	726	672	624	642	470	168	205	7,656	7,592
Undecided ...	14	24	21	15	40	30	18	35	26	32	21	29	88	78	128	102	169	198	391	325	723	450	1,696	1,467	3,279	2,785
Total ...	3,462	3,827	2,769	2,989	3,007	2,964	2,350	2,390	1,179	1,602	1,213	1,317	3,315	2,592	2,797	2,239	2,502	2,450	2,600	2,374	2,965	1,961	2,256	2,186	30,415	28,941

MADRAS COURT OF SMALL CAUSES,
31*st March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 3.

Statement showing the Number of Causes remaining undecided on 31*st December* 1879.

Number of causes postponed for want of service			30
Do.	do.	for plaintiffs or defendants, or for parties' witnesses	42
Do.	do.	for attendants of plaintiffs or defendants	32
Do.	do.	at the request of plaintiff or defendant or both parties	45
Do.	do.	by order of Court	127
		Total ...	276

MADRAS COURT OF SMALL CAUSES,
31*st March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 4.

Comparative Statement of Commission and Fees realised in Stamps from January 1878 to December 1879, prepared in the Office of the Clerk of the Court.

Months.	1878.			1879.			Total Increase of Fees in 1879.			Total Decrease of Fees in 1879.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	8,921	13	0	8,941	5	9	19	8	9	...	...	...
February	9,835	8	9	10,866	11	3	1,031	2	6	...	...	...
March	10,700	4	0	9,721	8	9	...	...	...	978	11	3
April	10,078	2	6	9,563	7	0	...	...	...	514	11	6
May	5,993	11	9	6,229	7	6	235	11	9	...	...	...
June	6,135	12	0	5,861	13	3	...	...	...	273	14	9
July	13,184	1	9	10,684	15	9	...	...	...	2,499	2	0
August	11,129	14	3	10,071	12	9	...	...	...	1,058	1	6
September	11,215	7	9	9,917	7	0	...	...	...	1,298	0	9
October	11,389	0	9	9,694	13	9	...	...	...	1,694	3	0
November	13,131	5	6	7,700	3	3	...	...	...	5,431	2	3
December	8,750	9	6	8,377	1	6	...	...	...	373	8	0
Total ...	1,20,465	11	6	1,07,630	11	6	1,286	7	0	14,121	7	0

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 5.

Abstract Statement of Sums received and paid to Parties, &c., on account of their Demands from January to December 1879.

	RS.	A.	P.	RS.	A.	P.		RS.	A.	P.	RS.	A.	P.
To Balance ...	...	...	...	13,636	8	4							
January 1879 ...	12,597	5	2				January 1879...	10,943	10	9			
February „ ...	9,240	13	5				February „ ...	10,617	3	11			
March „ ...	13,610	13	5				March „ ...	13,411	9	6			
April „ ...	9,959	3	11				April „ ...	10,838	3	11			
May „ ...	10,598	13	2				May „ ...	12,788	7	10			
June „ ...	5,924	5	1				June „ ...	5,882	0	9			
July „ ...	8,434	1	0				July „ ...	9,329	13	6			
August „ ...	10,499	10	1				August „ ...	7,607	6	6			
September „ ...	12,971	10	7				September „ ...	11,001	8	6			
October „ ...	14,772	3	10				October „ ...	12,110	11	4			
November „ ...	13,444	13	2				November „ ...	15,287	5	10			
December „ ...	9,425	1	9				December „ ...	13,356	5	6			
				1,31,478	14	7					1,33,174	7	10
							By Balance ...	...	...	...	11,940	15	1
Total ...				1,45,115	6	11	Total ...				1,45,115	6	11

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 6.

Abstract of the Particulars of Demand from January to December 1879.

Months.	Cloth sold and delivered.	Other Goods sold and delivered.	Bills of Exchange and Promissory Notes.	Wages.	Work and Labor.	Work, Labor, and Materials.	For Money paid.	For Money lent.	For Money had and received.	On Accounts stated.	For use and occupation.	On Judgment.	Guarantee.	Partnership Balance.	Other Actions in Assumpsit.	Trover.	Case.	Trespass.	Assault.	Damage.	Covenant.	Recovery of Small Tenements.	Ejectments.	Total.	Against Executors and Representatives.	Inter-pleaders.	Total.
January ...	117	545	661	29	20	4	28	188	3	170	229	1	18	2	90	46	...	...	...	7	6	...	18	2,182	8	16	2,206
February ...	183	611	786	34	23	5	52	178	5	183	250	...	12	1	115	44	...	...	1	5	10	...	20	2,518	5	25	2,548
March	255	599	668	33	26	1	51	210	5	194	282	...	26	2	100	100	...	...	1	11	17	...	22	2,603	5	21	2,629
April	246	510	657	15	22	...	32	175	4	170	212	...	25	1	97	63	...	...	...	11	8	...	14	2,262	11	27	2,300
May	90	333	469	21	16	1	36	121	7	134	183	...	15	1	62	34	...	...	...	9	7	...	17	1,556	5	11	1,572
June	60	239	425	26	19	1	29	106	3	90	140	...	12	2	80	45	...	...	...	3	2	...	14	1,296	2	10	1,308
July	193	627	735	23	12	3	45	202	6	209	249	1	18	1	154	55	...	...	...	3	9	...	6	2,551	3	13	2,567
August	91	579	700	22	21	3	43	185	5	167	223	...	20	1	71	65	...	...	1	10	12	...	21	2,240	9	9	2,258
September ...	111	548	807	32	30	3	38	201	5	241	197	...	21	2	93	48	...	...	...	9	8	...	24	2,418	6	20	2,444
October ...	109	541	736	32	15	7	43	180	6	189	290	...	18	...	90	51	...	...	...	8	4	...	30	2,349	9	25	2,383
November ...	108	448	565	7	17	3	37	162	5	148	168	...	16	...	76	50	...	...	...	2	6	...	25	1,843	3	20	1,866
December ...	89	370	610	17	27	4	30	135	5	162	203	...	17	...	71	51	...	...	...	11	6	...	22	1,830	7	14	1,851
Total ...	1,652	5,950	7,819	291	248	35	464	2,043	59	2,057	2,626	2	218	13	1,099	652	...	...	3	89	95	...	233	25,648	73	211	25,932

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 7.

Statement showing the Salaries of the three Judges and of the Establishment.

	Rs.	A.	P.
First Judge	2,000	0	0
Two Judges on Rupees 1,000 each	2,000	0	0
Clerk and Assistant Clerk	800	0	0
Establishment	2,155	0	0
Total ...	6,955	0	0

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 8.

Statement showing the Number of Suits instituted in the Madras Court of Small Causes and the Amount of Fees realized thereon, including Fines and Unclaimed Deposits during the Years 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, *and* 1879, *together with Progressive Increase and Decrease in each Year.*

Years.	Number of Causes instituted.	Increase of Causes in each Year.	Decrease of Causes in each Year.	Fees realized.			Increase of Fees in each Year.			Decrease of Fees in each Year.		
				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
1851 ...	*23,668	...	...	37,417	7	0	...	...	...	...	..	...
1852 ...	24,392	724	...	43,349	2	3	5,931	11	3	...	...	...
1853 ...	25,192	800	...	46,479	10	0	3,130	7	9	...	...	...
1854 ..	26,483	1,291	...	49,281	10	0	2,802	0	0	...	...	...
1855 ...	26,199	...	284	51,754	12	0	2,473	2	0	..	...	...
1856 ...	22,869	...	3,330	43,682	14	6	...	...	...	8,071	13	6
1857 ...	17,674	...	5,195	36,909	10	6	...	...	...	6,773	4	0
1858 ..	18,020	346	...	43,564	13	6	6,655	3	0	...	..	...
1859 ...	18,374	354	...	54,600	2	0	11,035	4	6	...	...	...
1860 ...	19,778	1,104	...	63,294	8	3	8,694	6	3	...	...	...
1861 ...	23,054	3,276	...	91,048	1	6	27,753	9	3	...	...	...
1862 ...	22,345	...	709	76,122	0	10	..	...	...	14,926	0	8
1863 ...	19,940	...	2,405	69,364	6	10	...	...	...	6,757	10	0
1864 ...	20,781	841	...	78,275	14	6	8,911	7	8	...	...	...
1865 ...	20,375	...	406	80,693	6	2	2,417	7	8	...	...	...
1866 ...	21,191	816	...	96,277	15	0	15,584	8	10	...	...	...
1867 ...	19,004	...	2,187	91,467	13	11	...	...	...	4,810	1	1
1868 ...	20,134	1,130	...	90,386	6	8	...	...	...	1,081	7	3
1869 ...	20,674	540	...	85,886	14	11	...	...	...	4,499	7	0
1870 ..	24,071	3,397	...	98,564	5	0	12,667	6	1	...	...	...
1871 ...	24,784	713	...	97,508	14	5	...	...	...	1,055	6	7
1872 ...	24,506	...	278	90,902	11	3	...	...	...	6,606	3	1
1873 ...	26,209	1,703	...	1,05,029	4	8	14,125	9	5	...	...	...
1874 ...	27,480	1,271	...	1,06,947	1	9	1,917	13	1	...	...	...
1875 ...	26,389	.	1,091	1,01,749	3	1	...	...	...	5,197	14	8
1876 ...	28,367	1,978	...	1,06,899	3	11	5,150	0	10	...	...	...
1877 ...	26,941	...	1,426	1,32,198	8	10	25,299	4	11	...	...	...
1878 ...	27,293	352	...	1,21,685	10	5	...	...	...	10,512	14	5
1879 ...	25,648	...	1,645	1,08,751	13	4	...	...	...	12,933	13	1

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 9.

Statement showing the Number and Nature of Civil Suits instituted in the Madras Court of Small Causes in the Year 1879 (*Table No.* 2, *Appendix II A, Judicial*).

Nature of Claims.		Number of Cases.
Money due on contract ..	On written promise for sum certain	7,914
	On unwritten promise for sum certain	1,906
	On account stated	2,057
	Money paid or received	2,566
	For goods sold and delivered	7,602
Rent		2,626
Recovery of personal property or value thereof		652
Damages	For injuries to person	3
	For injuries to property	49
	For defamation	7
	For other injuries not included in the above	...
	For breach of contract not included in the above ...	33
Suits relating to mortgage of immoveable property		9
Suits for or relating to real property not included in the above		224
	Total ...	25,648

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 10.

Statement showing the Number and Value of Suits disposed of in the Madras Court of Small Causes in the Year 1879.

—	Number.	Value.		
		RS.	A.	P.
Not exceeding Rupees 5	7,916	22,621	6	1
Do. do. 20	10,261	1,13,878	3	3
Do. do. 100	6,259	2,76,748	9	6
Do. do. 500	1,499	3,02,902	3	3
Do. do. 1,000	210	1,44,749	8	0
Total ...	26,145	8,60,899	14	1

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 11.

Statement showing the General Result of the Trial of Suits in the Madras Court of Small Causes in the Year 1879. (Table No. 4, Appendix II-A, Judicial.)

Suits pending from 1878.	Filed in 1879.	Received by transfer.	Total for disposal.	Transferred to other Courts.	Plaint rejected or returned.	Uncontested.						Contested.			Disposed of.	Pending.	Pending			Average Duration of Suits.		Referred to Arbitration.
						Dismissed for default.	Withdrawn with leave.	Compromised.	Decreed on confession.	Judgment *ex parte.* Decreed *ex parte.*	Judgment *ex parte.* Dismissed *ex parte.*	Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.			Over Two Months.	Over Four Months.	Over Twelve Months.	Contested.	Uncontested.	
Under Act X of 1877. 3,271 ...	25,648	...	28,919	...	...	2,501	281	7,588	2,485	9,468	6	3,097	587	132	26,145	2,774	2,330	336	108	42	16	131
8 ...	14	...	22	...	...	...	...	4	...	5	...	2	...	...	11	11	2	1	8	...	...	...
Total ...	25,662	...	28,941	...	...	2,501	281	7,592	2,485	9,473	6	3,099	587	132	26,156	2,785	2,332	337	116	42	16	131

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 12.

Statement showing the Number of Suits pending in the Madras Court of Small Causes classified according to the years in which they were instituted. (*Table No. 6, Appendix II-A, Judicial.*)

Years in which instituted.						Total.	Remarks.
In 1874.	In 1875.	In 1876.	In 1877.	In 1878.	In 1879.		
Original.	Original.	Original.	Original.	Original.	Original.		
1	4	7	23	73	2,666	2,774	

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 13.

Statement showing Execution of Decrees in the Madras Court of Small Causes classified according to the years in which they were instituted. (*Table No. 6, Appendix II-A, Judicial.*)

Application to execute Decrees.				Decrees.		Pending at the end of 1879.	Nature and Number of Coercive Process issued.					Orders under Section 243 of the Civil Procedure Code.
							Imprisonment of Persons.	Moveable Property.		Immoveable Property.		
Pending from 1878.	Filed in 1879.	Received by transfer.	Total for disposal.	Completely executed.	Partly executed.			Attached.	Sold.	Attached.	Sold.	
1,629	11,690	9	13,328	11,930	40	1,499	520	1,037	581	...	...	...

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court

No. 14.

Statement showing the Operation of the new Distress Act (*No. I of* 1875) *during the Year* 1879.

Months.	Number of Applications filed.			Number of Distresses.					Amount of Rent for which Distresses were made.			Amount realised by Sale.			Amount levied and paid into Court.			Commission and Fees realised.		
				Compromised																
	Admitted.	Refused or withdrawn.	Total.	Before Distress.	After Distress.	Number of Sales.	Distresses set aside.	Unexecuted.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	7	...	7	...	4	...	...	1	281	11	7	...	...	...	22	12	0	8	4	0
February.	14	2	16	1	3	3	...	5	774	9	1	158	7	9	9	0	0	18	4	0
March ...	11	1	12	...	3	...	...	...	242	6	0	...	...	...	211	0	0	9	0	0
April ...	5	1	6	...	2	2	...	...	164	0	0	16	0	6	61	12	0	5	12	0
May ...	10	2	12	...	2	1	...	2	300	0	0	27	10	6	128	8	0	10	12	0
June ..	...	5	5	...	2	...	...	1	51	8	0	...	...	...	..	...	...	2	12	0
July ...	8	5	13	...	2	2	...	1	511	4	0	107	0	6	101	12	0	16	12	0
August ...	10	3	13	...	2	3	...	2	324	14	0	15	5	6	86	6	6	12	0	0
September.	12	...	12	...	3	4	...	2	484	8	0	45	0	0	16	8	0	16	8	0
October ...	8	2	10	...	2	1	...	1	259	4	0	11	1	6	122	8	0	12	8	0
November.	7	3	10	...	4	...	...	1	190	13	4	...	...	...	83	8	0	9	0	0
December.	15	1	16	...	5	3	...	4	810	13	0	181	11	9	437	3	0	15	4	0
Total ...	107	25	132	1	34	19	...	20	4,395	11	0	572	6	0	1,280	13	6	136	12	0

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 15.

Statement showing the Disposal of Applications to be declared as Insolvent under Section 344 of Act X of 1877.

Year.	Average Sum decreed.			Average Sum for which any Coercive Process was issued.			Number of Persons arrested and for what average Sum.				Average Amount of Debt due by each Person imprisoned.			Average Term of Incarceration undergone by Parties discharged after Imprisonment.	Number of Persons arrested and brought before Court.	Number of Persons arrested who applied to be declared Insolvents under Section 344 of Act X of 1877.	Number of Persons undergoing Imprisonment who applied to be declared Insolvents under Section 344 of Act X of 1877.	Number of Discharges ordered.
	RS.	A.	P.	RS.	A.	P.	NO.	RS.	A.	P.	RS.	A.	P.		NO.	NO.	NO.	NO.
1879 ...	28	2	0	34	15	8	1,489	35	8	7	61	14	11	14	544	88	4	26

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 16.

Statement showing the Number of Mofussil Processes under Section 86 *of Act X of* 1877 *and the Number of Mofussil Commissions under Section* 386 *of Act X of* 1877 *received during the Year* 1879.

Months.	Number of Cases in which Processes were received.	Number of Individuals to be served.	Number of Individuals served.	Number of Individuals not served.	Number of Commissions received.	Number of Commissions executed.	Number of Witnesses examined.	Remarks.
January	91	104	66	38	4	2	4	
February	92	122	73	49	5	4	14	
March	90	126	80	46	9	7	12	
April	48	70	43	27	5	5	5	
May	66	83	51	32	5	2	9	
June	69	98	70	28	6	2	4	
July	93	109	60	49	2	2	2	
August	62	89	48	41	3	3	8	
September	91	115	74	41	2	3	5	
October	123	246	181	65	12	6	6	
November	85	118	69	49	10	10	17	
December	83	119	90	29	6	6	4	
Total ...	993	1,399	905	494	69	52	90	

MADRAS COURT OF SMALL CAUSES,
31st *March* 1880.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Annual Report of the Judges of the Court of Small Causes, dated 31st March 1879, No. 419.

ORDER THEREON, 15th April 1880, No. 885.

The number of suits filed in 1879 was 25,648 against 27,274 in the preceding year. The number has not been so low since 1872; and the institution fees fell to 1,07,630, being Rs. 14,121 below 1878.

2. Classified according to its value, the litigation shows as under :—

Not above 5 rupees	7,737
Between 5 and 10 rupees	5,317
" 10 and 20 "	4,795
" 20 and 50 "	4,406
Total under 50 rupees, a District Munsif's Small Cause jurisdiction, suits	22,255

The suits above 50 rupees were as follows :—

Between 50 and 100 rupees	1,745
" 100 and 500 "	1,455
" 500 and 1,000 "	193

3 Altogether, including the suits pending, 26,145 suits were disposed of, whereof 3,816 only were contested. Under the head "Nature of Claims," the suits filed comprised, amongst the principal items,—

Goods sold and delivered	7,602
Bills of Exchange and Promissory Notes	7,819
Money lent	2,043
Account stated	2,057
Use and occupation	2,626

4. The coercive processes issued in the execution of decrees consisted of 1,037 attachments of movable property, in which 581 actual sales occurred; and 520 imprisonments. The *quasi*-insolvent jurisdiction granted to the Court, a few years ago, by an order of Government under the late Code of Civil Procedure, lapsed into the passing of the new Code, the Court reverting to its powers of imprisonment under its own Act, No. IX of 1850. Subsequently, by G.O. of the 25th February 1879, No. 405, the Court was invested with the powers of a Court of Insolvency by the extension to it of the whole of Chapter XX of the new Code. It appears that the number of arrests made was 1,489 for an average of 35½ rupees; of these all but 544 persons settled with their creditors before being brought before the Court. The number actually incarcerated is not given, but the average term of incarceration was fourteen days. In ninety-two cases, parties arrested or imprisoned demanded to be made insolvents; the discharges made thereupon were twenty-six. It is observed that by the new Code no judgment-debtor can be imprisoned for more than six months, or for more than six weeks for a debt not exceeding 50 rupees.

5. *Paragraph* 11.—A copy of the High Court's decision on the construction of Section 227 of the Code, in regard to the High Court executing the judgments of the Small Cause Court against immovable property within the Presidency Town, should be submitted in due course.

(True Extract.)

(Signed) R. DAVIDSON,
Chief Secretary.

ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1880.

MADRAS:
PRINTED BY R. HILL, AT THE GOVERNMENT PRESS.
1881.

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

No. 395.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

THE HONORABLE R. DAVIDSON, C.S.I.,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to send, herewith, for the information of His Excellency the Governor in Council, the Thirtieth Annual Report of the Madras Court of Small Causes for the year ending 31st December 1880.

2. The number of suits instituted during the year was 24,441 against 25,648 in the preceding year. There were 41 suits filed under Chapter 39 of Act X of 1877 (Summary Procedure on Bills of Exchange) against 14 in 1879.

3. The receipts on account of fees, fines, and unclaimed deposits amounted to Rs. 1,10,599-6-2, and the expenses of the Court amounted to Rs. 83,322-11-8, leaving a balance in favor of Government of Rs. 27,276-10-4, being Rs. 2,628-3-3 below 1879.

4. There were 26,243 cases set down for hearing. Of those, 14,480 cases were decided wholly or in part in favor of plaintiffs, 605 cases in favor of defendants, 100 cases were non-suited, 2,260 cases were struck off or withdrawn, 7,106 cases were compromised, and 1,692 cases were pending at the close of the year, which added to 1,024 cases posted for hearing in 1881 make a total of 2,716 cases pending on 1st January 1881 as appears from the following Statement A :—

—	—	Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.	Struck off or Withdrawn.	Compromised.	Undecided		Total.	Instituted in 1880, but made returnable in 1881.	Grand Total.
							Partly heard and adjourned.	On account of Summons not being served.			
Cases pending from 1879	2,774	1,418	67	7	518	676	7	81	2,774	...	...
Cases instituted in 1880	24,441	13,029	538	93	1,730	6,425	206	1,396	23,417	1,024	24,441
Cases under Chapter 39 of Act X of 1877 pending from 1879.	11	2	...	...	9	...	...	...	11	...	11
Cases instituted in 1880	41	31	...	...	3	5	...	2	41	...	41
Total ...	27,267	14,480	605	100	2,260	7,106	213	1,479	26,243	1,024	27,267

5. There were 186 applications for distress warrants, and the disposal to these is shown in Statement No. 14.

6. There were 184 interpleader suits filed during the year. The claim was wholly or partly allowed in 101 cases, and disallowed in 59 cases; and 24 cases remained undisposed of.

7. There were 82 applications made under Chapter 20 of the Civil Procedure Code, in 12 of which the applicants were declared insolvents and discharged, 16 applications were dismissed, 37 withdrawn, and 17 were pending at the close of the year.

8. There were 66 commissions issued to this Court for the examination of witnesses in reference to cases instituted in the Mofussil Courts, 44 commissions were executed, and 74 witnesses were examined under them, and 22 commissions were returned unexecuted.

9. One thousand two hundred and ninety-eight processes were received from the Mofussil Courts for service on persons residing within the limits of this Court. Of these, 893 were served, and the remainder returned unserved.

10. There were 76 applications for attachments made under Section 483 of the Civil Procedure Code. On 63 applications the debtors paid money into Court after attachments were issued and notices served on them, three attachments were withdrawn at plaintiffs' request, and 10 were returned unexecuted.

11. There were also 87 attachments issued after judgment, of which 72 were satisfied, 6 were withdrawn by plaintiffs, and 9 were returned unexecuted.

12. In addition to the above there were 1,310 orders issued under Section 41 of Act XII of 1879 attaching moiety of salaries of judgment-debtors.

13. Particulars of these attachments and the disposal of the 24,441 suits instituted during the year under review will be found in the annexed Statement B :—

STATEMENT B.

Month and Year.	Cases instituted in 1880.		Total.	Number of Copies of Summonses issued.	Number of Copies of further Summonses issued.	Number of Copies of Subpœnas issued.	Attachments.	Number of Copies of Warrants issued against Judgment-debtors and their goods.	Number of Judges' Warrants under Section 50 of Act IX of 1850.	Number of Copies of Judgments sent to Mofussil Courts for execution and granted to parties.	Number of Commitments under Section 50 of Act IX of 1850.	Number of Orders to Jailor to release Prisoners.	Number of Suits referred to Arbitration under Section 40 of Act IX of 1850.	Power of Attorney filed to sue.				Power of Attorney filed to defend.			
	English.	Native.												By Attorneys.	By Vakils.	By Agents.	Total.	By Attorneys.	By Vakils.	By Agents.	Total.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
1880.																					
January	147	1,836	1,983	2,557	885	1,251	...	866	2	13	...	41	9	34	45	8	87	10	15	4	29
February	251	1,866	2,117	2,757	647	1,313	...	980	1	19	...	34	13	39	24	13	76	6	11	2	19
March	258	1,856	2,114	2,786	562	1,297	...	956	2	9	...	37	11	42	29	30	101	9	15	8	32
April	285	2,200	2,485	3,194	698	1,435	...	1,022	1	15	...	30	7	26	41	18	85	13	16	5	34
May	132	1,018	1,150	1,439	360	589	...	1,033	1	6	...	38	...	27	26	12	65	2	3	...	5
June	141	1,007	1,148	1,451	220	473	...	502	...	5	...	37	1	11	11	2	24	...	1	1	2
July	279	2,320	2,599	3,320	540	1,606	...	1,066	...	15	...	32	3	34	35	10	79	5	14	2	21
August	272	2,001	2,275	2,964	503	1,569	...	1,239	1	12	...	45	3	35	40	30	105	12	10	4	26
September	286	2,008	8,294	2,876	453	1,695	...	1,236	2	25	...	33	8	83	69	27	179	13	16	5	34
October	230	2,023	2,253	2,914	478	1,366	...	1,118	...	21	...	43	4	45	43	34	122	18	21	11	50
November	244	1,843	2,087	2,751	506	1,583	...	1,322	...	14	...	46	9	47	41	23	111	26	18	14	58
December	206	1,732	1,938	2,559	469	1,171	...	1,048	...	16	...	41	3	46	20	8	74	9	6	5	20
	2,731	21,710	24,441	31,568	6,321	15,348	...	12,388	10	170	...	457	71	469	424	215	1,108	123	146	61	330
Cases pending from 1879	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases under Act X of 1877	11	30	41	101	...	...	...	...	...	...	...	...	...	13	...	...	13	3	1	...	4
Suits pending from 31st December 1879	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	2,742	21,740	24,482	31,669	6,321	15,348	...	12,388	10	170	...	457	71	482	424	215	1,121	126	147	61	334

STATEMENT B—(*Continued*).

Month and Year.	Judgment for Plaintiff.						Judgment for Defendant.			Struck off.		Compromised.		Withdrawn.		Undecided.				Inter-pleader Suits disposed of.		
	Ex parte.		Confession.																			
	Unheard.	Partly heard.	Unheard.	Partly heard.	Defended.	On Award of Arbitrators.	Defended.	On Award of Arbitrators.	Non-suit.	Unheard.	Partly heard.	Unheard.	Partly heard.	Unheard.	Partly heard.	Number of Cases adjourned to next Year.	Number of further Summonses pending.	Number of Cases instituted in 1880, but made returnable in 1881.	Total.	Claim allowed.	Claim disallowed.	Claim partly allowed.
	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44
1880.																						
January	811	20	163	6	202	2	53	...	5	126	9	541	16	11	10	2	6	...	1,983	10	2	...
February	746	24	207	6	241	1	48	...	2	172	17	619	8	9	2	3	12	...	2,117	18	4	...
March	768	15	223	4	233	1	61	1	10	189	11	547	7	16	2	1	25	...	2,114	8	3	...
April	901	18	256	9	229	...	66	...	12	233	12	691	9	12	...	10	27	...	2,485	11	6	2
May	415	5	121	6	105	1	33	...	11	91	2	310	2	5	3	7	33	...	1,150	6	...	...
June	427	16	121	10	100	3	30	...	6	91	7	306	4	6	4	3	14	...	1,148	1	1	1
July	968	12	263	13	202	...	66	2	6	127	7	785	16	19	5	18	90	...	2,599	8	3	2
August	874	12	272	17	181	1	60	1	4	123	8	581	12	17	5	32	73	...	2,273	4	9	...
September	776	12	254	6	166	...	51	...	1	115	6	689	11	19	3	17	168	...	2,294	3	8	...
October	772	12	163	3	173	2	42	...	36	70	3	622	9	17	2	23	304	...	2,253	9	7	...
November	657	7	226	10	129	...	18	...	...	84	6	448	10	14	3	54	417	4	2,087	10	7	1
December	297	4	72	...	57	...	6	...	...	30	...	177	5	6	1	36	227	1,020	1,938	6	9	1
	8,412	157	2,341	90	2,018	11	534	4	93	1,451	88	6,316	109	151	40	206	1,396	1,024	24,441	94	59	7
Cases pending from 1879	778	82	186	19	345	8	61	6	7	424	40	629	47	26	28	7	81	...	2,774	...	...	...
Cases under Act X of 1877	31	...	...	...	...	...	...	...	...	3	...	5	...	...	...	...	2	...	41	...	...	...
Suits pending from 31st December 1879	...	...	...	...	2	...	...	...	...	9	...	...	...	...	...	...	...	...	11	...	...	...
Total ...	9,221	239	2,527	109	2,365	19	595	10	100	1,887	128	6,950	156	177	68	213	1,479	1,024	27,267	94	59	7

STATEMENT B—(*Continued*).

Month and Year.	Motions for New Trial or pursuant to Leave Reserved.				Motions for Revival of Judgments.	Other Motions.	Applications under Chapter 20 of Act X of 1877.					Attachments.												
												Before Judgment.				After Judgment.				Attachment of Moiety of Salaries.				
	Rule Refused.	Rule Granted.	Rule made Absolute.	Rule Discharged.			Number of Debtors declared Insolvents.	Number of Applications Withdrawn.	Number of Applications Dismissed.	Number of Applications Pending.	Total.	Satisfied.	Withdrawn.	Returned Unexecuted.	Total.	Satisfied.	Withdrawn.	Returned Unexecuted.	Total.	Satisfied.	Withdrawn.	Returned.	Still in Force.	Total.
	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68
1880.																								
January	6	1	...	...	138	164	...	7	3	...	10	1	...	1	2	4	1	1	6	69	1	4	35	109
February	5	...	2	...	156	175	4	2	1	...	7	3	...	...	3	3	...	...	3	84	1	4	42	131
March	...	...	...	...	148	188	1	5	...	...	6	1	...	...	1	13	...	...	13	34	...	13	50	97
April	4	2	2	2	171	176	1	3	1	...	5	7	...	1	8	5	3	1	9	60	2	14	65	141
May	1	...	...	...	51	240	...	3	3	...	6	1	2	3	6	2	1	1	4	12	5	2	21	40
June	...	...	...	...	7	144	2	4	...	1	7	2	...	...	2	5	...	...	5	23	10	6	21	60
July	8	1	4	...	141	146	...	4	...	...	4	17	...	...	17	13	...	...	13	35	7	10	58	110
August	1	1	...	...	177	214	2	2	2	...	6	7	...	2	9	8	...	6	14	32	7	7	84	130
September	12	2	4	...	166	174	...	2	1	...	3	2	1	1	4	5	...	...	5	51	12	15	79	157
October	11	3	6	4	147	201	2	3	1	3	9	3	...	2	5	5	...	...	5	32	13	4	60	109
November	6	3	...	1	171	193	...	2	4	5	11	8	...	...	8	3	1	...	4	24	13	7	79	123
December	8	2	1	1	102	192	...	...	...	8	8	11	...	...	11	3	1	...	4	10	4	7	82	103
	62	15	19	8	1,575	2,207	12	37	16	17	82	63	3	10	76	72	6	9	87	466	75	93	676	1,310
Cases pending from 1879	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases under Act X of 1877	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Suits pending from 31st December 1879	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	62	15	19	8	1,575	2,207	12	37	16	17	82	63	3	10	76	72	6	9	87	466	75	93	676	1,310

(Signed) T. M. BUSTEED, (,,) P. SREENEVASA RAO, ,,) G. MUTTUSWAMY CHETTY, } *Judges.*

No. 1.

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880.

1880.	1			2	3	4	5			6			7					
	Number of Suits instituted.			The English Cases bear to the Native Cases the ratio of	Number of Days on which the Court was opened.	Average Number of Suits instituted daily.	Amount litigated in Suits instituted in 1880.			Value of Suits instituted and disposed of in 1880.			Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases.					
													Costs under Rs. 5.			Above Rs. 5 and under Rs. 10.		
	English.	Native.	Total.				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	147	1,836	1,983	12·489	23	86·217	65,427	4	6	63,723	0	6	324	11	0	460	5	0
February	251	1,866	2,117	7·434	24	88·208	68,742	8	7	67,433	3	7	343	9	0	494	12	0
March	258	1,856	2,114	7·193	22	96·09	72,313	12	3	67,813	12	5	316	15	0	531	3	0
April	285	2,200	2,485	7·719	26	95·576	79,966	14	2	76,568	9	0	417	13	0	578	4	0
May	132	1,018	1,150	7·712	23	50·	42,807	1	4	39,699	3	11	170	12	0	270	3	0
June	141	1,007	1,148	7·141	22	52·18	46,215	11	5	45,049	10	10	164	7	0	243	9	0
July	279	2,320	2,599	8·315	25	103·96	1,02,826	14	2	92,524	13	11	360	9	0	630	2	0
August	272	2,001	2,273	7·356	26	87·423	78,104	1	10	72,259	0	0	353	0	0	514	7	0
September	286	2,008	2,294	7·0209	26	88·2307	78,838	1	9	71,566	10	3	356	14	0	556	9	0
October	230	2,023	2,253	8·795	24	93·875	71,112	5	5	61,450	0	2	372	14	0	530	14	0
November	244	1,843	2,087	7·553	24	86·958	77,670	14	11	57,389	2	1	286	8	0	511	9	0
December	206	1,732	1,938	8·407	20	96·9	62,080	8	3	13,069	14	4	323	9	0	444	1	0
Total ...	2,731	21,710	24,441	7·949	285	85·757	8,46,106	2	7	7,28,547	1	0	3,791	9	0	5,765	14	0

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880—(Continued).

1880.	7—(*Continued*). Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—(*Continued*).																							
	Above Rs. 10 and under Rs. 20.			Above Rs. 20 and under Rs. 50.			Above Rs. 50 and under Rs. 100.			Above Rs. 100 and under Rs. 200.			Above Rs. 200 and under Rs. 300.			Above Rs. 300 and under Rs. 400.			Above Rs. 400 and under Rs. 500.			Above Rs. 500 and under Rs. 600.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	881	4	0	1,751	3	0	1,459	1	0	1,404	6	0	486	0	6	364	7	0	354	10	0	378	2	0
February ...	857	2	0	1,827	0	0	1,982	13	0	1,820	3	0	891	4	0	234	9	6	361	14	6	106	5	0
March ...	892	12	0	1,962	12	0	1,960	15	0	1,538	14	0	1,053	6	0	416	11	0	177	4	6	149	14	6
April ...	1,048	13	0	2,198	14	0	1,854	2	0	1,750	0	0	746	12	6	582	9	0	492	11	0	360	13	6
May ...	433	7	0	1,036	0	0	1,050	7	0	1,194	0	0	250	6	6	414	1	6	220	14	6	213	1	0
June ...	432	0	0	1,081	13	0	1,171	0	0	1,036	8	0	464	4	6	425	15	0	143	3	0	365	8	0
July ...	1,037	8	0	2,457	15	0	2,603	6	0	2,002	8	0	1,111	13	6	1,103	14	6	561	6	0	258	12	6
August ...	1,005	0	0	2,008	7	0	2,096	15	0	1,781	3	0	860	6	0	471	2	0	290	0	0	698	12	0
September ...	837	8	0	2,176	6	0	2,055	12	0	2,065	0	0	809	15	6	536	3	0	346	3	0	192	1	6
October ...	897	14	0	1,969	14	0	2,056	4	0	1,639	1	0	784	11	6	423	13	0	350	5	0	114	6	0
November ...	898	13	0	1,987	13	0	2,121	8	0	1,422	1	0	972	12	0	608	13	6	458	8	0	259	0	6
December ...	749	3	0	1,715	0	0	1,780	8	0	1,687	10	0	808	2	0	380	13	0	101	12	6	251	15	0
Total ...	9,971	4	0	22,173	1	0	22,192	11	0	19,341	6	0	9,239	14	6	5,963	0	0	3,858	12	0	3,348	11	6

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880—(Continued).

1880.	7—(*Continued*). Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—(*Continued*).															8 Graduated Digest of Cases instituted during the Year 1880.							
	Above Rs. 600 and under Rs. 700.			Above Rs. 700 and under Rs. 800.			Above Rs. 800 and under Rs. 900.			Above Rs. 900 and under Rs. 1,000.			Total.			Not above Rs. 5.	Above Rs. 5, not above Rs. 10.	Above Rs. 10, not above Rs. 20.	Above Rs. 20, not above Rs. 50.	Above Rs. 50, not above Rs. 100.	Above Rs. 100, not above Rs. 200.	Above Rs. 200, not above Rs. 300.	Above Rs. 300, not above Rs. 400.
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.								
January ...	251	11	6	126	13	6	225	12	6	420	4	0	8,888	11	0	624	403	385	331	122	69	14	8
February ...	182	11	6	143	3	0	237	8	6	218	13	6	9,701	12	6	623	438	382	353	179	89	28	6
March ...	292	8	6	247	9	0	157	2	6	325	11	0	10,023	10	0	586	462	388	378	166	73	32	10
April ...	459	6	6	204	12	0	96	10	6	192	0	0	10,983	9	0	782	514	456	425	156	84	23	15
May ...	123	10	6	195	2	0	75	7	6	117	4	0	5,764	12	6	335	240	190	208	90	54	8	10
June ...	169	13	6	5	8	0	211	10	0	168	5	0	6,083	8	0	315	217	194	221	108	52	15	10
July ...	239	0	0	389	8	6	432	14	0	415	9	0	13,604	14	0	668	558	465	483	228	96	35	28
August ...	463	6	6	108	9	6	92	8	6	243	13	0	10,987	9	6	668	445	443	393	178	82	26	11
September ...	160	1	0	314	7	0	102	12	0	487	15	6	10,997	11	6	672	493	366	422	179	102	24	13
October ...	204	12	6	202	5	6	139	12	6	226	14	0	9,913	13	0	707	461	388	387	178	78	25	9
November ...	586	13	6	240	3	0	141	15	0	89	2	0	10,585	7	6	538	448	387	394	179	65	31	14
December ...	186	11	0	68	14	0	218	13	6	100	0	6	8,817	0	6	610	391	327	330	154	77	25	9
Total ...	3,320	10	6	2,246	15	0	2,132	15	0	3,005	11	6	1,16,352	7	0	7,128	5,070	4,371	4,325	1,917	921	286	143

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880—(Continued).

1880.	8—(*Continued*). Graduated Digest of Cases instituted during the Year 1880—(*Continued*).							9. Amount of Fees credited to Government.																	
	Above Rs. 400, not above Rs. 500.	Above Rs. 500, not above Rs. 600.	Above Rs. 600, not above Rs. 700.	Above Rs. 700, not above Rs. 800.	Above Rs. 800, not above Rs. 900.	Above Rs. 900, not above Rs. 1,000.	Total.	Fees received in Stamps on institution of Suits.			Fees received in Stamps on second and further Summonses.			Fees received in Stamps on Subpœnas.			Fees received in Stamps on Warrants.			Fees received in Stamps on *Capias*.			Fees received in Stamps on Notices to revive Judgment.		
								RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	8	7	4	2	3	3	1,983	8,153	13	0	264	6	0	470	8	0	571	0	0	7	0	0	58	12	0
February	7	2	3	2	3	2	2,117	8,942	14	6	242	6	0	516	8	0	642	14	0	2	0	0	79	8	0
March	3	3	5	4	2	2	2,114	9,278	12	0	257	2	0	487	12	0	619	10	0	2	0	0	78	6	0
April	10	6	8	3	1	2	2,485	10,143	11	0	293	8	0	546	6	0	730	14	0	3	0	0	75	14	0
May	4	4	2	3	1	1	1,150	5,424	4	6	150	12	0	189	12	0	374	10	0	0	8	0	36	14	0
June	3	6	3	...	3	1	1,148	5,798	10	0	146	6	0	138	8	0	388	12	0	...	...	...	12	2	0
July	12	5	4	6	6	5	2,599	12,794	4	0	248	6	0	562	4	0	598	12	0	28	0	0	78	6	0
August	4	13	6	1	1	2	2,273	10,023	11	6	282	0	0	681	14	0	670	2	0	2	8	0	73	10	0
September ...	7	3	2	4	1	6	2,294	10,088	13	6	259	2	0	649	12	0	732	10	0	7	0	0	88	14	0
October	7	2	3	3	2	3	2,253	9,230	9	0	246	0	0	437	4	0	618	8	0	...	...	...	72	8	0
November ...	10	5	10	3	2	1	2,087	9,798	5	6	263	2	0	524	0	0	657	6	0	...	...	...	69	2	0
December ...	2	5	3	1	3	1	1,938	8,106	6	6	289	14	0	420	12	0	664	6	0	...	...	...	50	12	0
Total ...	77	61	53	32	28	29	24,441	1,07,784	3	0	2,943	0	0	5,625	4	0	7,269	8	0	52	0	0	774	12	0

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880—(Continued).

1880.	9—(Continued).																										
	Amount of Fees credited to Government—(Continued).																										
	Fees received in Stamps on Inter-pleader Summonses.			Fees received from the Mofussil Courts in Stamps on account of Processes under Sec. 86, Act X of 1877, and on account of Commission under Sec. 177 of Act VIII of 1859, and Sec. 386 of Act X of 1877.			Fees received in Stamps in Pauper Suits.			Fees received in Stamps on Copies of Judgment.			Stamps affixed to Powers of Attorney for drawing Money out of Court.			Fees received in Stamps for Notices upon Affidavits under Sec. 344 of Act X of 1877.			Value of Stamp Papers or Value of Stamps affixed on Bail Bond given on behalf of Defendants.			Total Gross Amount.			Amount of Half Costs refunded.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	108	14	0	86	12	0	...	...	...	9	8	0	11	0	0	5	0	0	4	0	0	9,750	9	0	1,377	5	3
February ...	65	13	0	87	4	0	13	11	0	13	8	0	14	0	0	3	8	0	2	8	0	10,626	6	6	1,524	5	3
March ...	44	4	0	98	14	0	7	9	0	7	0	0	11	0	0	2	8	0	2	0	0	10,896	13	0	1,608	13	9
April ...	51	7	0	125	0	0	4	6	6	14	0	0	13	0	0	3	0	0	3	0	0	12,007	2	6	1,634	2	0
May ...	96	0	6	21	8	0	...	...	...	5	8	0	6	0	0	3	0	0	3	0	0	6,311	13	0	744	0	0
June ...	49	0	0	39	12	0	...	...	...	4	8	0	2	0	0	3	8	0	3	0	0	6,586	2	0	386	0	0
July ...	24	11	0	123	12	0	4	0	6	13	0	0	2	0	0	2	0	0	1	0	0	14,480	7	6	1,313	7	6
August ...	114	4	6	92	5	0	8	0	6	11	0	0	9	0	0	3	0	0	2	8	0	11,973	15	6	1,596	1	9
September ...	135	13	6	113	4	0	..	...	...	22	0	0	8	0	0	1	8	0	1	0	0	12,107	13	0	2,161	8	3
October ...	205	11	0	107	12	0	...	...	...	17	0	0	16	0	0	4	8	0	3	8	0	10,959	4	0	1,775	11	3
November ...	39	14	0	67	4	0	...	...	...	11	8	0	14	0	0	5	8	0	5	0	0	11,455	1	6	1,817	5	0
December ...	27	12	0	46	0	0	...	...	...	13	0	0	6	8	0	4	0	0	3	8	0	9,632	14	6	1,338	0	0
Total ...	963	8	6	1,009	7	0	37	11	6	141	8	0	112	8	0	41	0	0	34	0	0	1,26,788	6	0	17,236	12	9

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirtieth Year of its institution, viz., from January to December 1880—(Continued).

1880.	9—(*Continued*). Amount of Fees credited to Government—(*Continued*). Net Amount carried to the Credit of Government.			10 Amount of Fines.			11 Unclaimed Deposits for the Year 1872.			12 Stamp Duty and Penalty levied.			13 Total.			14 Excess of Fees paid on Summons, and further Summonses, Subpœnas, Warrants, &c.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	8,413	3	9	...	...	...	...	...	...	...	...	...	...	...	...	0	7	6
February	9,102	1	3	...	...	...	...	...	...	...	...	...	...	...	...	0	10	6
March	9,287	15	3	...	...	...	...	...	...	43	5	0	43	5	0	0	7	0
April	10,373	0	6	0	8	0	944	3	8	...	...	...	944	11	8	0	4	6
May	5,567	13	0	1	0	0	...	...	...	11	0	0	12	0	0	1	0	0
June	6,200	2	0	...	...	...	...	...	...	...	...	...	...	...	...	0	2	0
July	13,167	0	0	...	...	...	...	...	...	10	12	0	10	12	0	0	9	6
August	10,377	13	9	...	...	...	...	...	...	5	8	0	5	8	0	0	10	0
September	9,946	4	9	...	...	...	...	...	...	...	...	...	...	...	...	1	3	0
October	9,188	8	9	0	8	0	...	...	...	...	...	...	0	8	0	2	5	0
November	9,637	12	6	...	...	...	...	...	...	...	...	...	...	...	...	1	6	0
December	8,294	14	0	...	...	...	...	...	...	21	10	0	21	10	0	0	5	0
Total ...	1,09,551	9	6	2	0	0	944	3	8	92	3	0	1,038	6	8	9	6	0

MEMORANDUM.

During the year commencing 1st January and ending 31st December 1880 the Madras Court of Small Causes was closed on account of Sundays ... ... 52 days.
Good Friday, Her Majesty's Birthday, and Christmas Day ... ... 3 ,,
Hindu and other holidays scattered throughout the year and Saturdays during the adjournment ... ... 26 ,,
Court sat ... ... 285 ,,

Total ... 366 ,,

During the adjournment one Judge sat every day, except Saturdays and authorized holidays, and disposed of a certain number of cases.

MADRAS COURT OF SMALL CAUSES,
28th March 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 2.

Comparative Table of Cases heard and decided from January to December 1879 *and from January to December* 1880.

—	January.		February.		March.		April.		May.		June.		July.		August.		September.		October.		November.		December.		Total.	
	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.	1879.	1880.
Judgment for Plaintiff.	2,241	2,071	1,751	1,442	1,722	1,359	1,369	1,490	802	677	724	687	1,413	1,480	1,297	1,381	1,302	1,232	1,195	1,138	907	1,035	334	488	15,057	14,480
Judgment for Defendant.	87	83	79	58	72	71	51	73	23	35	30	31	39	69	47	62	50	51	58	42	35	18	16	12	587	605
Non-suit and struck off.	483	332	348	241	377	283	284	296	219	126	127	118	275	173	198	161	174	147	172	128	99	110	164	236	2,920	2,362
Compromised.	992	996	796	710	763	590	651	733	526	322	407	320	787	808	645	602	726	702	624	634	470	464	205	223	7,592	7,104
Undecided ...	24	8	15	15	30	26	35	37	32	41	29	17	78	109	102	105	198	186	325	338	450	483	1,467	1,362	2,785	2,716
Total ...	3,827	3,490	2,989	2,466	2,964	2,329	2,390	2,629	1,602	1,201	1,317	1,173	2,592	2,639	2,289	2,311	2,450	2,318	2,374	2,280	1,961	2,110	2,186	2,321	28,941	27,267

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 3.

Statement showing the Number of Cases remaining undecided on 31*st December* 1880.

Number of cases postponed for want of service		25
Do.	do.	for plaintiffs or defendants or for parties' witnesses 30
Do.	do.	for attendance of plaintiffs or defendants 22
Do.	do.	at the request of plaintiffs or defendants or both parties 40
Do.	do.	by order of Court 96
		Total ... 213

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 4.

Comparative Statement of Commission and Fees received in Stamps from January 1879 to December 1880, prepared in the Office of the Clerk of the Court.

Months.	1879.			1880.			Total Increase of Fees in 1880.			Total Decrease of Fees in 1880.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	8,941	5	9	8,413	3	9	...	...	...	528	2	0
February	10,866	11	3	9,102	1	3	...	...	...	1,764	10	0
March	9,721	8	9	9,287	15	3	...	...	..	433	9	6
April	9,563	7	0	10,373	0	6	809	9	6	...	...	...
May	6,229	7	6	5,567	13	0	...	...	..	661	10	6
June	5,861	13	3	6,200	2	0	338	4	9	...	...	...
July	10,684	15	9	13,167	0	0	2,482	0	3	...	...	...
August	10,071	12	9	10,377	13	9	306	1	0	...	...	...
September	9,917	7	0	9,946	4	9	28	13	9	...	..	...
October	9,694	13	9	9,183	8	9	...	...	...	511	5	0
November	7,700	3	3	9,637	12	6	1,937	9	3	...	...	...
December	8,377	1	6	8,294	14	0	...	...	...	82	3	6
Total ...	1,07,630	11	6	1,09,551	9	6	5,902	6	6	3,981	8	6

MADRAS COURT OF SMALL CAUSES,
28th *March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 5.

Abstract Statement of Sums received and paid to Parties on account of their Demands from January to December 1880.

	RS.	A.	P.	RS.	A.	P.		RS.	A.	P.	RS.	A.	P.
To Balance ...	...	...	...	11,940	15	1							
January ...	12,280	7	7				January	11,075	7	3			
February ...	12,455	11	1				February ...	10,757	8	2			
March	10,892	10	0				March ...	11,901	7	1			
April	12,671	4	5				April ...	12,723	10	6			
May	13,709	0	11				May ...	12,407	13	10			
June	7,049	1	9				June	6,608	7	2			
July	9,212	1	6				July	9,935	3	8			
August	15,283	1	11				August ...	16,541	9	5			
September ...	14,489	11	1				September ...	13,615	4	8			
October	13,799	13	9				October ...	13,940	1	8			
November ...	13,591	2	4				November ...	14,853	9	11			
December ...	11,295	8	8				December ...	9,951	0	8			
				1,46,729	11	0			—	—	1,44,311	4	0
							By Balance ...	...	..	...	14,359	6	1
Total ...				1,58,670	10	1	Total ...				1,58,670	10	1

MADRAS COURT OF SMALL CAUSES,
28th *March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 6.

Abstract of the Particulars of Demand from January to December 1880.

Months.	Cloths sold and delivered.	Other Goods sold and delivered.	Bills of Exchange and Promissory Notes.	Wages.	Work and Labor.	Work, Labor, and Materials.	For Money paid.	For Money lent.	For Money had and received.	On Accounts stated.	For use and occupation.	On Judgment.	Guarantee.	Partnership Accounts.	Other Actions in *Assumpsit.*	Trover.	Case.	Trespass.	Assault.	Damage.	Covenant.	Recovery of Small Tenements.	Ejectment.	Total.	Against Executors and Representatives.	Interpleade's.	Total.
January ...	105	369	644	20	15	1	35	155	8	210	181	...	22	3	118	57	...	...	1	6	4	...	29	1,983	3	23	2,009
February ...	136	474	724	24	17	4	39	149	8	204	137	...	17	1	90	58	...	...	...	8	11	...	16	2,117	3	13	2,133
March ...	108	452	755	22	27	3	31	166	12	148	186	...	17	3	92	55	...	...	...	6	4	...	27	2,114	11	8	2,133
April	129	546	803	32	25	3	62	218	4	199	235	...	12	4	111	64	...	...	3	9	2	...	24	2,485	9	19	2,513
May	95	204	332	14	17	...	39	121	3	74	106	...	7	...	93	24	...	...	1	7	3	...	10	1,150	3	12	1,165
June	55	255	379	26	15	...	19	100	3	73	102	...	5	...	78	25	...	...	...	5	...	...	8	1,148	1	14	1,163
July	161	567	920	21	32	1	54	211	5	188	233	...	11	4	94	59	...	...	1	10	9	...	18	2,599	8	14	2,621
August ...	164	443	795	25	26	3	67	156	7	149	222	...	16	3	108	53	...	...	...	12	8	...	16	2,273	3	16	2,292
September ...	187	489	786	31	25	4	38	176	7	126	221	...	20	5	99	49	...	...	...	8	1	...	22	2,294	7	16	2,317
October ...	111	462	706	28	27	2	54	193	4	166	218	...	12	1	166	70	...	...	...	10	2	...	21	2,253	2	22	2,277
November ...	94	460	809	18	16	1	29	140	4	146	173	...	10	3	92	68	...	...	...	7	...	...	17	2,087	2	17	2,106
December ...	125	373	652	16	21	3	33	134	4	162	191	...	7	4	138	53	...	...	...	8	6	...	8	1,938	1	10	1,949
Total ...	1,470	5,094	8,305	277	263	25	500	1,919	69	1,845	2,205	...	156	31	1,279	635	...	...	6	96	50	...	216	24.441	53	184	24,678

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 7.

Statement showing the Salaries of the three Judges and of the Establishment.

	RS.	A.	P.
First Judge	2,000	0	0
Two Judges on Rupees 1,000 each	2,000	0	0
Clerk and Assistant Clerk	800	0	0
Establishment	2,155	0	0
Total ...	6,955	0	0

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 8.

Statement showing the Number of Suits instituted in the Madras Court of Small Causes and the Amount of Fees realized thereon, including Fines and Unclaimed Deposits during the Years 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, *together with Progressive Increase and Decrease in each Year.*

Years.	Number of Cases instituted.	Increase of Cases in each Year.	Decrease of Cases in each Year.	Fees realized.			Increase of Fees in each Year.			Decrease of Fees in each Year.		
				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
1851 ...	23,668	...	...	37,417	7	0	...	...	...	...	...	...
1852 ...	24,392	724	...	43,349	2	3	5,931	11	3	...	...	...
1853 ...	25,192	800	...	46,479	10	0	3,130	7	9	...	...	...
1854 ...	26,483	1,291	...	49,281	10	0	2,802	0	0	...	...	...
1855 ...	26,199	...	284	51,754	12	0	2,473	2	0	...	...	...
1856 ...	22,869	...	3,330	43,682	14	6	...	...	...	8,071	13	6
1857 ...	17,674	...	5,195	36,909	10	6	...	...	..	6,773	4	0
1858 ...	18,020	346	...	43,564	13	6	6,655	3	0	...	...	...
1859 ...	18,374	354	...	54,600	2	0	11,035	4	6	...	...	...
1860 ...	19,778	1,104	...	63,294	8	3	8,694	6	3	...	...	...
1861 ...	23,054	3,276	...	91,048	1	6	27,753	9	3	...	...	...
1862 ...	22,345	...	709	76,122	0	10	...	...	...	14,926	0	8
1863 ...	19,940	...	2,405	69,364	6	10	...	...	...	6,757	10	0
1864 ...	20,781	841	...	78,275	14	6	8,911	7	8	...	...	...
1865 ...	20,375	...	406	80,693	6	2	2,417	7	8	...	...	...
1866 ...	21,191	816	...	96,277	15	0	15,584	8	10	...	...	...
1867 ...	19,004	...	2,187	91,467	13	11	...	...	...	4,810	1	1
1868 ...	20,134	1,130	...	90,386	6	8	...	...	...	1,081	7	3
1869 ...	20,674	540	...	85,886	14	11	...	...	...	4,499	7	0
1870 ...	24,071	3,397	...	98,564	5	0	12,667	6	1	...	...	...
1871 ...	24,784	713	...	97,508	14	5	...	...	...	1,055	6	7
1872 ...	24,506	...	278	90,902	11	3	...	...	...	6,606	3	1
1873 ...	26,209	1,703	...	1,05,029	4	8	14,125	9	5	...	...	...
1874 ...	27,480	1,271	...	1,06,947	1	9	1,917	13	1	...	...	...
1875 ...	26,389	...	1,091	1,01,749	3	1	...	...	...	5,197	14	8
1876 ...	28,367	1,978	...	1,06,899	3	11	5,150	0	10	...	...	...
1877 ...	26,941	...	1,426	1,32,198	8	10	25,299	4	11	...	...	...
1878 ...	27,293	352	...	1,21,685	10	5	...	...	...	10,512	14	5
1879 ...	25,648	...	1,645	1,08,751	13	4	...	...	...	12,933	13	1
1880 ...	24,441	...	1,207	1,10,590	0	2	1,838	2	10	...	...	...

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 9.

Statement showing the Number and Nature of Civil Suits instituted in the Madras Court of Small Causes in the Year 1880. (*Table No.* 2, *Appendix II-A, Judicial.*)

Nature of Claim.		Number of Cases.
Money due on contract ...	On written promise for sum certain	8,355
	On unwritten promise for sum certain	2,031
	On account stated	1,845
	Money paid or received	2,488
	For goods sold and delivered	6,564
Rent		2,205
Recovery of personal property or value thereof		635
Damages	For injuries to person	6
	For injuries to property	51
	For defamation	8
	For other injuries not included in the above	...
	For breach of contract not included in the above ...	37
Suits relating to mortgage of immovable property		13
Suits for or relating to real property not included in the above		203
	Total ...	24,441

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 10.

Statement showing the Number and Value of Suits disposed of in the Madras Court of Small Causes in the Year 1880.

—	Number.	Value.		
		RS.	A.	P.
Not exceeding Rs. 5	7,191	20,846	4	1
Do. „ 20	9,499	1,03,054	11	8
Do. „ 100	6,143	2,75,909	8	3
Do. „ 500	1,458	2,94,994	11	3
Do. „ 1,000	210	1,59,607	9	0
Total ...	24,501	8,54,412	12	3

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 11.

Statement showing the General Result of the Trial of Suits in the Madras Court of Small Causes in the Year 1880. (*Table No. 4, Appendix II-A, Judicial.*)

	Suits pending from 1879.	Filed in 1880.	Received by transfer.	Total for disposal.	Transferred to other Courts.	Plaint rejected or returned.	Uncontested.						Contested.			Disposed of.	Pending.	Pending			Average Duration of Suits.		Referred to Arbitration.
							Dismissed for default.	Withdrawn with leave.	Compromised.	Decreed on confession.	Judgment *Ex parte.* Decreed *ex parte.*	Judgment *Ex parte.* Dismissed *ex parte.*	Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.			Over Two Months.	Over Four Months.	Over Twelve Months.	Contested.	Uncontested.	
Chapter 39 of Act X of 1877 ...	2,774	24,441	...	27,215	...	...	2,005	245	7,099	2,636	9,429	21	2,382	605	79	24,501	2,714	2,213	413	88	41	15	71
	11	41	...	52	...	...	1	11	5	...	31	...	2	...	...	50	2	1	1	...	...	...	...
	2,785	24,482	...	27,267	...	...	2,006	256	7,104	2,636	9,460	21	2,384	605	79	24,551	2,716	2,214	414	88	41	15	71

MADRAS COURT OF SMALL CAUSES,
28*th March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 12.

Statement showing the Number of Suits pending in the Madras Court of Small Causes classified according to the years in which they were instituted. (Table No. 6, Appendix II-A, Judicial.)

Years in which instituted.						Total.	Remarks.
1875.	1876.	1877.	1878.	1879.	1880.		
Original.	Original.	Original.	Original.	Original.	Original.		
2	2	12	15	57	2,628	2,716	

MADRAS COURT OF SMALL CAUSES,
28th *March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 13.

Statement showing Execution of Decrees in the Madras Court of Small Causes classified according to the years in which they were instituted. (Table No. 6, Appendix II-A, Judicial.)

Applications to execute Decrees.				Decrees		Pending at the end of 1880.	Nature and Number of Coercive Process issued.					Orders under Section 243 of the Civil Procedure Code.
								Movable Property		Immovable Property		
Pending from 1879.	Filed in 1880.	Received by transfer.	Total for disposal.	Completely executed.	Partly executed.		Imprisonment of Persons.	Attached.	Sold.	Attached.	Sold.	
1,499	10,287	10	11,796	10,220	104	1,472	486	2,055	313	...	...	...

MADRAS COURT OF SMALL CAUSES,
28th *March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 14.

Statement showing the Operation of the new Distress Act (No. I of 1875) during the Year 1880.

Months.	Number of Applications filed.			Number of Distresses.					Amount of Rent for which Distresses were made.			Amount realized by Sale.			Amount levied and paid into Court.			Commission and Fees realized.		
				Compromised																
	Admitted.	Refused or withdrawn.	Total.	Before Distress.	After Distress.	Number of Sales.	Distresses set aside.	Unexecuted.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	7	...	7	...	5	2	...	...	293	7	10	...	...	...	208	5	0	18	12	0
February.	8	1	9	...	4	...	...	3	193	0	4	...			71	8	0	8	4	0
March ...	11	2	13	...	4	2	...	3	107	12	0	68	14	6	79	12	0	19	0	0
April ...	9	1	10	...	4	1	...	4	192	1	4	25	9	0	...	...	...	9	2	6
May ...	3	..	3	.	1	2	...	...	92	12	0	70	9	0	24	12	0	10	4	0
June ...	...	...	...	...	...	...	...	...	..	...		...	...	..		..		.	...	
July	10	3	13	...	7	...	...	...	435	8	0	23	8	6	123	0	0	20	0	0
August ...	16	...	16	...	11	1	...	1	441	4	0	12	9	0	138	8	0	17	4	0
September.	6	4	10	...	5	1	...	...	601	15	2	16	9	0	8	0	0	11	0	0
October ...	5	2	7	...	,	4	...	...	111	0	0	13	9	6	8	0	0	12	12	0
November	4	2	6	...	3	1	...	...	34	6	0	...		..	8	0	0	5	8	0
December.	10	2	12	...	4	1	...	...	304	2	0	18	7	6	36	14	0	14	0	0
Total ...	89	17	106	..	48	15	...	11	2,807	4	8	249	12	0	706	11	0	145	14	6

MADRAS COURT OF SMALL CAUSES,
28th *March* 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 15.

Statement showing the Disposal of Applications to be declared an Insolvent under Section 344 of Act X of 1877.

Year.	Average Sum decreed.			Average Sum for which any Coercive Process was issued.			Number of Persons arrested and for what average Sum.				Average Amount of Debt due by each Person imprisoned.			The actual Number of Persons incarcerated.	Average Term of Incarceration undergone by Parties discharged after imprisonment.	Number of Persons arrested and brought before Court.	Number of Persons arrested who applied to be declared Insolvents under Section 344 of Act X of 1877.	Number of Persons undergoing Imprisonment who applied to be declared 'Insolvents under Section 344 of Act X of 1877.	Number of Discharges ordered.
	RS.	A.	P.	RS.	A.	P.	NO.	RS.	A.	P.	RS.	A.	P.	NO.	DAYS.	NO.	NO.	NO.	NO.
1880 ...	29	3	10	29	11	1	1,550	31	9	5	80	2	8	486	15	554	82	10	16

MADRAS COURT OF SMALL CAUSES,
28th March 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

No. 16.

Statement showing the Number of Mofussil Processes under Section 86 of Act X of 1877 and the Number of Mofussil Commissions under Section 386 of Act X of 1877 received during the Year 1880.

Months.	Number of Cases in which Processes were received.	Number of Individuals to be served.	Number of Individuals served.	Number of Individuals not served.	Number of Commissions received.	Number of Commissions executed.	Number of Witnesses examined.	Remarks.
January	98	120	79	41	10	5	9	
February	101	128	87	41	5	4	5	
March	92	117	80	37	7	5	5	
April	81	110	76	34	2	1	1	
May	30	37	21	16	...	...	...	
June	55	78	51	27	4	2	2	
July	115	153	104	49	6	3	3	
August	88	119	79	40	9	7	15	
September	115	148	113	35	5	4	5	
October	85	129	97	32	5	5	12	
November	71	88	59	29	9	5	10	
December	54	71	47	24	4	3	7	
Total ...	985	1,298	893	405	66	44	74	

MADRAS COURT OF SMALL CAUSES,
28th March 1881.

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Annual Report of the Judges of the Court of Small Causes, dated 28th March 1881, *No.* 395.

ORDER THEREON, 28th April 1881, No. 837.

THE number of suits filed in 1880 was 24,441 against 25,648 in the previous year, a lower number than any since 1870. Under Chapter 39 of Act X of 1877 (Summary Procedure on Bills of Exchange) there were 41 suits against 14 in 1879.

The fees, fines, &c., amounted to Rs. 1,10,599 and the expenses to Rs. 83,322, leaving a balance in favor of Government of Rs. 27,276, which is less by Rs. 2,628 than existed last year.

2. The litigation classified according to its values shows as under:—

Under Rs. 5	7,128
Between Rs. 5 and Rs 10	5,070
„ „ 10 and „ 20	4,371
„ „ 20 and „ 50	4,325
Total under Rs. 50, a District Munsif's Small Cause Jurisdiction, Suits	20,894

The suits above Rs. 50 were—

Between Rs. 50 and Rs. 100	1,917
„ „ 100 and „ 500	1,427
„ „ 500 and „ 1,000	203

3. During the year 26,243 cases were set down for hearing, out of which 3,068 were contested, and on December 31st, 1880, there were pending 2,716 cases. Under the head "Nature of Claims" the suits filed comprised chiefly—

Goods sold and delivered	6,564
Bills of Exchange and Promissory Notes	8,305
Money lent	1,919
Account stated	1,845
Use and Occupation	2,205

4. The coercive processes issued in the execution of decrees consisted of 2,055 attachments of moveable property, among which 313 actual sales occurred, while there were 486 imprisonments. Under the new Distress Act, No. I of 1875, 106 applications were filed, of which 17 were refused or withdrawn, and 63 executed. Under Chapter 20 of the Civil Procedure Code, 82 applications were made, in 12 of which the applicants were declared insolvents and discharged, 16 were dismissed, and 37 withdrawn, leaving 17 pending at the end of the year. Under Section 344 of Act X of 1877, 1,550 persons were arrested for an average of Rs. 31-9-5. The actual number incarcerated was 486, and the average term of imprisonment undergone by parties discharged after imprisonment was fifteen days, the maximum term being six months, or for a debt under Rs. 50 six weeks.

(True Extract.)

(Signed) R. DAVIDSON,
Chief Secretary.

ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1881.

MADRAS:
PRINTED BY E. KEYS, AT THE GOVERNMENT PRESS.
1882.

MADRAS COURT OF SMALL CAUSES,
31st *March* 1882.

No. 537.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

THE HONORABLE R. DAVIDSON, C.S.I.,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to send herewith, for the information of His Excellency the Governor in Council, the Thirty-first Annual Report of the Madras Court of Small Causes for the year ending 31st December 1881.

2. The number of suits instituted during the year, including those filed under Chapter 39 of the Civil Procedure Code, was 24,472; the number pending on the 1st of January 1881 was 2,716, making a total of 27,188, the disposal of which will be seen in the annexed Statement A:—

STATEMENT A.

—	—	Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.	Struck off or Withdrawn.	Compromised.	Undecided.		Total.	Instituted in 1881, but made returnable in 1882.	Grand Total.
							Partly heard and adjourned.	On account of Summons not being served.			
Cases pending from 1880	2,714	1,293	72	5	496	706	9	133	2,714	...	2,714
Cases instituted in 1881	24,446	12,220	582	44	2,102	6,196	218	1,397	22,759	1,687	24,446
Cases under Chapter XXXIX of Act X of 1877 pending from 1880	2	...	...	...	...	...	...	2	2	...	2
Cases instituted in 1881	26	17	...	...	...	5	...	4	26	...	26
Total ...	27,188	13,530	654	49	2,598	6,907	227	1,536	25,501	1,687	27,188

3. The receipts on account of fees, fines, unclaimed deposits, &c., amounted to Rupees 1,14,840-1-7 against Rupees 1,10,599-6-2 in the preceding year. The disbursements amounted to Rupees 80,892-4-7 as against Rupees 83,322-11-8 in 1880, leaving a balance in favor of Government of Rupees 33,947-13-0, being Rupees 6,671-2-8 in excess of the balance in 1880.

4. Under Distress Act I of 1875, 75 applications were filed; 17 applications were refused or withdrawn; 18 were compromised after distress; 6 were set aside after distress. On 22 applications money was paid into Court and 3 applications remained unexecuted. There were 9 sales, which realized Rupees 97-8-2. The aggregate amount of rent claimed was Rupees 3,382-13-8.

5. There were 183 inter-pleader suits, the disposal of which will be found in Statement B.

STATEMENT B.

Month and Year.	Cases instituted in 1881.		Total.	Number of Copies of Summonses issued.	Number of Copies of further Summonses issued.	Number of Copies of Subpœnas issued.	Attachments.	Number of Copies of Warrants issued against Judgment-Debtors and their Goods.	Number of Judges' Warrants under Section 50 of Act IX of 1850.	Number of Copies of Judgments sent to the Mofussil Courts for execution and granted to parties.	Number of Commitments under Section 50 of Act IX of 1850.	Number of Orders to Jailor to release Prisoners.	Number of Suits referred to Arbitration under Section 40 of Act IX of 1850.	Power of Attorney filed to sue				Power of Attorney filed to defend			
	English.	Native.												By Attorneys.	By Vakils.	By Agents.	Total.	By Attorneys.	By Vakils.	By Agents.	Total.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
1881.																					
January	219	1,630	1,849	2,359	744	1,152	...	799	1	14	...	5	5	50	34	19	103	18	13	8	39
February	212	1,795	2,007	2,614	663	1,082	...	798	...	12	...	7	2	27	10	15	52	11	8	4	23
March	342	2,163	2,505	3,212	766	1,661	...	992	..	15	...	5	6	46	28	14	88	24	13	6	43
April	219	1,857	2,076	2,664	504	1,201	...	935	2	11	...	6	1	38	38	19	95	19	12	8	39
May	100	852	952	1,240	197	455	...	519	...	7	...	9	1	14	16	4	34	7	9	4	20
June	130	1,343	1,473	1,922	154	641	...	485	...	5	...	6	...	5	7	3	15	6	8	3	17
July	333	2,248	2,581	3,413	517	1,715	...	848	1	24	...	7	4	23	26	13	62	19	12	8	39
August	300	2,055	2,355	3,113	463	1,865	...	940	2	26	...	7	2	53	17	55	125	31	15	14	60
September	198	2,044	2,242	2,893	506	1,689	...	975	...	19	...	10	2	51	23	31	105	21	20	17	58
October	225	2,003	2,228	2,925	471	1,574	...	976	3	15	...	9	6	44	16	19	79	31	15	15	61
November	201	2,283	2,484	3,242	480	1,558	...	966	1	23	...	7	3	54	26	35	115	36	19	15	70
December	139	1,555	1,694	2,194	710	1,263	...	824	2	14	...	...	6	48	17	18	83	24	5	8	37
Total ...	2,618	21,828	24,446	31,791	6,175	15,856	...	10,057	12	185	...	78	38	453	258	245	956	247	149	110	506
Cases pending from 1880	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases under Chapter XXXIX of Act X of 1877	12	14	26	67	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases pending under Chapter XXXIX of Act X of 1877	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	2,630	21,842	24,472	31,858	6,175	15,856	...	10,057	12	185	...	78	38	453	258	245	956	247	149	110	506

STATEMENT B—(*Continued*).

Month and Year.	Judgment for Plaintiff.				Judgment for Defendant.		Non-suit.	Struck off.	Compromised.	Withdrawn.	Number of Cases adjourned to next Year.	Number of further Summonses pending.	Number of Cases instituted in 1881, but made returnable in 1882.	Total.	Inter-pleader Suits disposed of.					Motions for new trial or pursuant to leave reserved.			
	Ex parte.	Confession.	Defended.	On Award of Arbitrators.	Defended.	On Award of Arbitrators.									Claim allowed.	Claim disallowed.	Claim partly allowed.	Pending for next Year.	Total.	Rule refused.	Rule granted.	Rule made absolute.	Rule discharged.
	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45
1881.																							
January	693	200	162	...	44	...	5	164	524	32	...	25	...	1,849	12	6	1	...	19	5	1	1	...
February	733	194	192	1	45	1	3	206	562	48	3	19	...	2,007	8	2	2	...	12	2	1	...	1
March	850	223	269	...	93	...	5	236	761	30	13	25	...	2,505	4	3	2	...	9	4	3	...	3
April	723	131	252	...	53	...	2	232	603	30	7	43	...	2,076	8	3	1	...	12	1	3	...	1
May	313	109	114	...	18	...	2	92	249	16	7	32	...	952	5	1	2	1	9	...	...	...	...
June	568	118	248	...	22	1	2	101	402	20	17	34	...	1,473	13	1	...	...	14	...	...	...	...
July	960	206	252	...	107	...	2	159	713	47	34	101	...	2,581	14	5	1	3	23	10	2	...	1
August	856	162	299	2	41	...	8	191	614	34	43	105	...	2,355	7	3	4	2	16	4	...	2	...
September	682	153	241	...	54	...	3	130	664	23	15	297	...	2,242	10	1	5	...	16	6	3	1	...
October	703	188	271	...	50	2	8	157	497	31	8	313	...	2,228	12	8	2	2	24	7	...	3	1
November	834	109	279	...	51	...	4	93	599	29	71	403	12	2,484	4	1	...	8	13	2	...	...	1
December	6	1	3	...	...	...	...	...	8	1	...	...	1,675	1,694	1	...	...	15	16	6	4	4	...
Total ...	7,841	1,794	2,582	3	578	4	44	1,761	6,196	341	218	1,397	1,687	24,446	98	34	20	31	183	47	17	11	8
Cases pending from 1880	811	190	285	7	71	1	5	448	706	48	9	133	...	2,714	13	7	4	...	24	...	...	...	...
Cases under Chapter XXXIX of Act X of 1877	17	...	...	...	...	...	...	...	5	...	...	4	...	26	...	...	...	...	...	...	...	...	...
Cases pending under Chapter XXXIX of Act X of 1877	...	...	...	...	...	...	...	...	...	...	...	2	...	2	...	...	...	...	...	...	...	...	...
Total ...	8,669	1,984	2,867	10	649	5	49	2,209	6,907	389	227	1,536	1,687	27,188	111	41	24	31	207	47	17	11	8

STATEMENT B—(*Continued*).

Month and Year.	Motions for revival of Judgment.	Other Motions.	Application under Chapter XX of Act X of 1877.					Attachment.														
								Before Judgment.					After Judgment.					Attachment of Moiety of Salary.				
			Number of Debtors declared Insolvents.	Number of Applications withdrawn.	Number of Applications dismissed.	Number of Applications pending.	Total.	Satisfied.	Withdrawn.	Returned.	Still in force.	Total.	Satisfied.	Withdrawn.	Returned.	Still in force.	Total.	Satisfied.	Withdrawn.	Returned.	Still in force.	Total.
	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67
1881.																						
January	50	58	3	5	2	...	10	...	...	...	...	...	...	2	...	12	14	16	8	10	64	98
February	63	82	3	2	1	...	6	...	...	...	...	...	...	...	1	9	10	13	5	9	67	94
March	96	122	3	4	4	...	11	...	...	...	...	...	...	...	4	10	14	17	4	6	108	135
April	53	82	2	2	3	...	7	...	1	1	5	7	...	...	...	...	...	25	13	4	53	95
May	28	72	3	2	2	...	7	2	...	...	6	8	...	...	...	2	2	4	2	10	22	38
June	5	191	...	...	2	...	2	...	...	...	...	...	...	...	1	9	10	...	...	...	5	5
July	52	101	...	2	1	...	3	...	2	...	5	7	...	1	...	6	7	12	5	4	60	81
August	76	124	1	3	3	...	7	...	...	...	4	4	...	...	...	12	12	4	5	4	71	84
September	78	115	1	4	...	2	7	...	1	...	4	5	...	2	...	5	7	1	2	11	95	109
October	73	134	3	5	...	3	11	...	...	...	8	8	1	2	...	6	9	2	8	2	87	99
November	63	129	...	1	...	3	4	...	...	...	6	6	1	1	...	7	9	...	8	4	95	107
December	43	91	...	1	...	7	8	...	...	...	4	4	...	...	...	1	1	...	1	3	61	65
Total ...	680	1,301	19	31	18	15	83	2	4	1	42	49	2	8	6	79	95	94	61	67	788	1,010
Cases pending from 1880	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases under Chapter XXXIX of Act X of 1877	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Cases pending under Chapter XXXIX of Act X of 1877	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	680	1,301	19	31	18	15	83	2	4	1	42	49	2	8	6	79	95	94	61	67	788	1,010

6. There were 83 applications made under Chapter XX of Act X of 1877. Nineteen applicants were declared insolvents and discharged; 18 applications were dismissed; 31 were withdrawn or struck off; and 15 remained undisposed of at the close of the year.

7. There were 61 commissions issued to this Court for the examination of witnesses in cases instituted in the Mofussil Courts, and 81 witnesses were examined under them.

(Signed) J. W. HANDLEY,
(") P. SREENEVASA RAO, } *Judges.*
(") G. MUTTUSWAMY CHETTY,

No. 1.

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881.

Month and Year.	1			2	3	4	5			6			7								
	Number of Suits instituted.			The English Cases bear to the Native Cases the ratio of	Number of Days on which the Court was opened.	Average Number of Suits instituted daily.	Amount litigated in Suits instituted in 1881.			Value of Suits instituted and disposed of in 1881.			Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases.								
													Costs under Rs. 5.			Above Rs. 5 and under Rs. 10.			Above Rs. 10 and under Rs. 20.		
	English.	Native.	Total.				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
1881.																					
January ...	219	1,630	1,849	7·442	20	92·45	77,735	9	10	75,986	2	6	282	6	0	410	15	0	778	3	0
February ...	212	1,795	2,007	8·466	21	95·571	78,969	3	2	76,386	6	2	304	12	0	450	12	0	844	15	0
March ...	342	2,163	2,505	6·324	27	92·7	90,307	6	1	86,454	0	6	365	12	0	581	3	0	1,175	1	0
April ...	219	1,857	2,076	8·4808	21	98·857	72,073	1	11	68,766	11	9	339	13	0	473	6	0	799	8	0
May ...	100	852	952	8·52	19	50·105	36,486	0	6	32,944	2	5	148	11	0	206	1	0	396	15	0
June ...	130	1,343	1,473	10·3307	22	66·954	62,210	12	10	56,803	8	1	194	0	0	312	3	0	569	1	0
July ...	333	2,248	2,581	6·7507	25	103·24	1,03,410	15	8	93,915	6	11	352	15	0	574	15	0	1,110	2	0
August ...	300	2,055	2,355	6·85	26	90·576	87,454	13	4	77,776	6	6	342	3	0	560	15	0	991	4	0
September ...	198	2,044	2,242	10·323	25	89·68	75,467	14	1	64,183	14	11	362	10	0	506	11	0	949	0	0
October ...	225	2,003	2,228	8·902	24	92·83	72,631	13	0	55,466	15	11	376	12	0	519	15	0	920	13	0
November ...	201	2,283	2,484	11·308	25	99·36	81,927	8	2	60,015	13	11	382	6	0	554	6	0	1,101	4	0
December ...	139	1,555	1,694	11·187	19	89·157	53,752	9	8	2,802	12	4	268	10	0	395	15	0	719	9	0
Total ...	2,618	21,828	24,446	8·337	274	89·218	8,92,427	12	3	7,51,502	5	11	3,720	14	0	5,547	5	0	10,355	11	0

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881—(Continued).

Month and Year.	7—(*Continued*). Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—(*Continued*).																							
	Above Rs. 20 and under Rs. 50.			Above Rs. 50 and under Rs. 100.			Above Rs. 100 and under Rs. 200.			Above Rs. 200 and under Rs. 300.			Above Rs. 300 and under Rs. 400.			Above Rs. 400 and under Rs. 500.			Above Rs. 500 and under Rs. 600.			Above Rs. 600 and under Rs. 700.		
1881.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	1,829	3	0	1,663	2	0	1,382	4	0	683	11	6	536	4	6	492	12	0	492	9	6	187	11	0
February ...	1,964	0	0	1,802	9	0	1,653	8	0	670	7	6	548	10	0	526	7	6	410	3	6	242	3	6
March ...	2,272	2	0	2,071	15	0	2,038	7	0	1,228	8	6	230	6	6	833	9	0	313	9	0	229	9	6
April ...	1,868	13	0	1,638	14	0	1,386	12	0	910	11	6	572	15	6	388	11	6	664	9	6	132	0	6
May ...	819	11	0	836	9	0	897	2	0	495	15	6	219	3	6	139	12	6	167	11	6	129	11	6
June ...	1,418	9	0	1,581	11	0	1,368	5	0	483	6	0	580	0	0	313	14	0	540	0	6	116	5	6
July ...	2,736	14	0	2,394	3	0	2,207	5	0	1,204	6	0	777	10	6	428	6	0	574	6	0	419	9	6
August ...	2,267	13	0	2,181	10	0	2,437	2	0	1,215	5	0	334	3	0	584	4	6	321	13	0	181	10	6
September ...	1,925	2	0	1,876	15	0	1,901	10	0	1,018	15	6	670	5	0	432	11	0	273	4	6	189	14	0
October ...	2,053	15	0	1,652	13	0	1,986	3	0	922	9	0	483	8	0	319	5	0	29	4	0	283	10	0
November ...	2,412	9	0	2,032	10	0	1,867	8	0	985	9	0	310	14	0	793	4	6	305	5	6	259	12	0
December ...	1,546	7	0	4,449	14	0	1,206	13	0	569	13	6	229	12	6	235	7	0	174	12	6	188	6	0
Total ...	23,115	2	0	21,182	13	0	20,332	15	0	10,389	6	6	5,493	13	0	5,488	8	6	4,267	9	0	2,560	7	6

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881—(Continued).

Month and Year.	7—(*Continued*). Graduated Digest of Fees and Costs received in Stamps on institution of Suits, but of which portions may have been repaid to Suitors in Compromised Cases—(*Continued*).												8 Graduated Digest of Cases instituted during the Year 1881.									
	Above Rs. 700 and under Rs. 800.			Above Rs. 800 and under Rs. 900.			Above Rs. 900 and under Rs. 1,000.			Total.			Not above Rs. 5.	Above Rs. 5, not above Rs. 10.	Above Rs. 10, not above Rs. 20.	Above Rs. 20, not above Rs. 50.	Above Rs. 50, not above Rs. 100.	Above Rs. 100, not above Rs. 200.	Above Rs. 200, not above Rs. 300.	Above Rs. 300, not above Rs. 400.	Above Rs. 400, not above Rs. 500.	Above Rs. 500, not above Rs. 600.
1881.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.										
January	274	13	6	580	7	0	471	9	6	10,065	15	6	527	359	333	353	139	67	21	13	11	9
February	135	0	0	139	12	6	707	14	6	10,401	3	0	579	388	364	376	150	79	21	14	12	7
March	267	12	0	73	13	0	551	13	0	12,233	8	6	674	510	514	451	176	95	39	5	19	6
April	66	13	6	210	7	6	250	3	6	9,703	11	0	658	416	352	371	146	62	28	15	8	13
May	62	9	6	140	4	0	153	7	6	4,813	12	6	276	183	181	163	77	42	16	6	3	3
June	318	10	6	104	15	0	159	12	0	8,060	12	6	381	285	255	288	142	68	15	15	7	10
July	316	9	6	226	6	0	489	0	0	13,812	11	6	663	502	473	532	214	104	36	19	9	11
August	192	2	0	6	0	0	596	1	0	12,212	6	0	634	497	414	442	181	117	36	8	12	5
September... ...	138	10	6	151	12	6	259	8	0	10,657	1	0	687	443	417	379	160	88	29	17	9	5
October	196	14	0	154	13	0	407	8	0	10,307	14	0	710	447	399	388	137	89	26	12	6	0
November	203	12	0	78	6	0	107	10	0	11,395	4	0	724	487	477	463	178	86	30	7	19	7
December	331	11	0	70	5	6	71	12	6	7,459	4	6	505	348	311	307	123	59	17	6	5	3
Total ...	2,505	6	0	1,937	6	0	4,226	3	6	1,21,123	8	0	7,018	4,865	4,490	4,513	1,825	957	314	137	120	79

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881—(Continued).

Month and Year.	8—(*Continued*). Graduated Digest of Cases instituted during the year 1881—(*Continued*).					9. Amount of Fees credited to Government.																				
	Above Rs. 600, not above Rs. 700.	Above Rs. 700, not above Rs. 800.	Above Rs. 800, not above Rs. 900.	Above Rs. 900, not above Rs. 1,000.	Total.	Fees received in Stamps on institution of Suits.			Fees received in Stamps on second and further Summonses.			Fees received in Stamps on Subpœnas.			Fees received in Stamps on Warrants.			Fees received in Stamps on Attachment Warrants.			Fees received in Stamps on *Capias*.			Fees received in Stamps on Notices to revive Judgment.		
1881.						RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	3	4	8	6	1,853	9,308	13	6	287	4	0	469	14	0	394	2	0	190	0	0	1	0	0	58	0	0
February ...	4	2	2	9	2,007	9,693	15	0	278	12	0	428	8	0	375	10	0	159	0	0	...	...	...	67	8	0
March ...	4	4	1	7	2,505	11,276	2	0	349	6	6	608	0	0	448	6	0	196	0	0	...	...	...	85	4	0
April	2	1	3	3	2,078	9,009	5	0	228	2	0	466	4	0	473	2	0	160	0	0	12	0	0	74	10	0
May	3	...	2	2	957	4,563	12	6	79	6	0	170	10	0	321	4	0	81	0	0	...	...	...	24	6	0
June	2	5	1	2	1,476	7,734	6	6	77	10	0	248	12	0	238	14	0	17	0	0	...	...	...	26	12	0
July	7	5	3	6	2,584	12,884	1	6	243	4	0	685	6	0	405	8	0	155	0	0	9	0	0	94	0	0
August ...	3	3	...	7	2,361	11,192	4	0	267	0	0	753	2	0	540	12	0	134	0	0	3	8	0	107	12	0
September ...	3	2	2	2	2,244	9,643	13	0	338	2	0	675	2	0	502	14	0	164	0	0	...	...	...	82	6	0
October ...	5	3	2	5	2,229	9,286	1	0	285	3	0	736	10	0	513	2	0	188	0	0	6	0	0	92	8	0
November ...	3	2	...	1	2,484	10,531	12	0	277	0	0	586	8	0	465	14	0	176	0	0	1	0	0	75	6	0
December ...	3	5	1	1	1,694	6,905	4	6	183	12	0	370	4	0	440	2	0	100	0	0	2	0	0	73	10	0
Total ...	42	36	25	51	24,472	1,12,029	10	6	2,894	13	6	6,199	0	0	5,119	10	0	1,720	0	0	34	8	0	862	2	0

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881—(Continued).

Month and Year.	9—(*Continued*). Amount of Fees credited to Government—(*Continued*).																										
	Fees received in Stamps on Inter-pleader Summonses.			Fees received from the Mofussil Courts in Stamps on account of Process under Sec. 86, Act X of 1877, and on account of Commission under Sec. 177 of Act VIII of 1859, and Sec. 386 of Act X of 1877.			Fees received in Stamps in Pauper Suits.			Fees received in Stamps on Copies of Judgment.			Stamps affixed to Powers of Attorney for drawing Money from Court.			Fees received in Stamps for Notices upon Affidavits under Sec. 344 of Act X of 1877.			Value of Stamp Papers or Value of Stamps affixed on Bail Bond given on behalf of Defendants.			Total Gross Amount			Amount of Half Costs refunded.		
1881.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	80	10	0	86	8	0	1	7	0	14	0	0	7	0	0	5	0	0	3	8	0	10,907	2	6	1,305	11	9
February ...	32	9	0	100	12	0	...	...	...	10	8	0	13	0	0	3	0	0	3	0	0	11,166	2	0	1,135	5	0
March ...	34	6	0	114	0	0	1	12	0	14	0	0	9	0	0	5	8	0	5	8	0	13,147	4	6	1,690	8	9
April ...	23	6	0	70	12	0	53	2	6	10	0	0	7	0	0	3	8	0	3	8	0	10,594	11	6	1,903	7	3
May ...	15	14	0	45	8	0	3	15	6	4	8	0	2	0	0	3	8	0	2	8	0	5,318	4	0	420	15	3
June ...	86	13	0	26	0	0	...	...	...	3	8	0	...	...	...	1	0	0	0	8	0	8,460	9	6	...	...	...
July ...	126	1	6	102	4	0	...	...	...	22	0	0	8	0	0	1	8	0	1	8	0	14,737	9	0	2,075	10	3
August ...	59	8	0	89	12	0	...	...	...	22	8	0	4	0	0	3	8	0	3	8	0	13,181	2	0	1,919	0	3
September ...	52	13	0	93	8	0	...	...	...	16	0	0	10	0	0	3	8	0	3	0	0	11,585	2	0	2,066	15	6
October ...	67	11	0	109	8	0	...	...	...	12	8	0	15	0	0	5	8	0	4	0	0	11,321	11	0	1,597	13	0
November ...	57	4	0	108	0	0	...	...	...	19	8	0	13	0	0	2	0	0	1	8	0	12,314	12	0	1,833	6	9
December ...	90	13	6	80	12	0	...	...	...	12	0	0	9	0	0	4	0	0	3	8	0	8,275	2	0	1,288	9	0
Total ...	727	3	0	1,027	4	0	60	5	0	161	0	0	97	0	0	41	8	0	35	8	0	1,31,009	8	0	17,237	6	9

No. 1—(*Continued*).

Statement showing the Statistics of the Madras Court of Small Causes for the Thirty-first Year of its institution, from January to December 1881—(Continued).

Month and Year.	9—(*Continued*). Amount of Fees credited to Government—(*Continued*). Net Amount carried to the Credit of Government.			10 Amount of Fines.			11 Unclaimed Deposits for the Year 1874.			12 Stamp Duty and Penalty levied.			13 Total.			14 Excess of Fees paid on Summonses, and further Summonses, Subpœnas, Warrants, &c.		
1881.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	9,601	6	9	...	...	...	...	...	...	...	...	...	...	...	...	0	8	6
February	10,030	13	0	1	0	0	...	...	...	5	8	0	6	8	0	0	3	0
March	11,456	11	9	52	0	0	793	1	4	11	0	0	856	1	4	2	2	0
April	8,691	4	3	0	8	0	...	...	...	5	8	0	6	0	0	0	15	0
May	4,897	4	9	...	...	...	...	...	...	5	8	0	5	8	0	0	4	6
June	8,460	9	6	...	...	...	...	...	...	...	...	...	...	...	...	1	8	6
July	12,661	14	9	...	...	...	...	...	...	5	8	0	5	8	0	1	11	0
August	11,262	1	9	...	...	...	...	...	...	...	...	...	...	...	...	3	14	0
September	9,518	2	6	10	0	0	...	...	...	82	8	0	92	8	0	1	0	6
October	9,723	14	0	...	...	...	...	...	...	32	14	0	32	14	0	1	8	6
November	10,481	5	3	...	...	...	...	...	...	26	12	0	26	12	0	5	3	6
December	6,986	9	0	1	0	0	...	...	...	15	13	0	16	13	0	0	9	0
Total ...	1,13,772	1	3	64	8	0	793	1	4	190	15	0	1,048	8	4	19	8	0

MEMORANDUM.

During the year commencing from 1st January and ending 31st December 1881 the Madras Court of Small Causes was closed on account of Sundays	52 days.
Good Friday, Her Majesty's Birthday, and Christmas Day	3 ,,
Hindu and other holidays scattered throughout the year and Saturdays during the adjournment	36 ,,
Court sat	274 ,,
Total ...	365 ,,

During the adjournment one Judge sat every day, except Saturdays and authorized holidays, and disposed of a certain number of cases.

No. 2.

Comparative Table of Cases heard and decided from January to December 1880 *and from January to December* 1881.

—	January.		February.		March.		April.		May.		June.		July.		August.		September.		October.		November.		December.		Total.	
	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.	1880.	1881.
Judgment for Plaintiff.	2,071	1,717	1,442	1,364	1,359	1,516	1,490	1,175	677	572	687	891	1,480	1,445	1,381	1,347	1,232	1,080	1,138	1,177	1,035	1,230	488	16	14,480	13,530
Judgment for Defendant.	83	65	58	65	71	101	73	61	35	22	31	23	69	109	62	45	51	55	42	55	18	53	12	...	605	654
Non-suit and struck off.	332	376	241	332	283	324	296	294	126	119	118	136	173	226	161	320	147	188	128	200	110	127	236	5	2,362	2,647
Compromised...	996	878	710	680	590	851	733	628	322	274	320	411	88	740	602	639	702	688	634	505	464	602	223	11	7,104	6,907
Undecided ...	8	27	15	22	26	38	37	50	41	39	17	53	109	135	105	149	186	313	338	321	483	486	1,362	1,817	2,716	3,450
Total ...	3,490	3,063	2,466	2,463	2,329	2,830	2,629	2,208	1,201	1,026	1,173	1,514	2,639	2,655	2,311	2,500	2,318	2,324	2,280	2,258	2,110	2,498	2,321	1,849	27,267	27,188

No. 3.

Statement showing the Number of Cases remaining undecided on 31*st December* 1881.

Number of cases postponed for want of service		24
Do.	do. for plaintiffs or defendants or for parties' witnesses	37
Do.	do. for attendance of plaintiffs or defendants	18
Do.	do. at the request of plaintiffs or defendants or both parties	43
Do.	do. by order of Court	105
	Total ..	227

No. 4.

Comparative Statement of Commission and Fees received in Stamps from January 1880 to December 1881, prepared in the Office of the Clerk of the Court.

Months.	1880.			1881.			Total Increase of Fees in 1881.			Total Decrease of Fees in 1881.		
	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January	8,413	3	9	9,601	6	9	1,188	3	0	...	...	...
February	9,102	1	3	10,030	13	0	928	11	9	...	...	...
March	9,287	15	3	11,456	11	9	2,168	12	6	...	...	...
April	10,373	0	6	8,691	4	3	...	...	...	1,681	12	3
May	5,567	13	0	4,897	4	9	...	...	...	670	8	3
June	6,200	2	0	8,460	9	6	2,260	7	6	...	...	...
July	13,167	0	0	12,661	14	9	...	...	...	505	1	3
August	10,377	13	9	11,262	1	9	884	4	0	...	...	...
September	9,946	4	9	9,518	2	6	...	...	...	428	2	3
October	9,183	8	9	9,723	14	0	540	5	3	...	...	...
November	9,637	12	6	10,481	5	3	843	8	9	...	...	...
December	8,294	14	0	6,986	9	0	...	...	...	1,308	5	0
Total ...	1,09,551	9	6	1,13,772	1	3	8,814	4	9	4,593	13	0

No. 5.

Abstract Statement of Sums received and paid to Parties on account of their Demands from January to December 1881.

	RS.	A.	P.	RS.	A.	P.		RS.	A.	P.	RS.	A.	P.
To Balance ...	...	...	...	14,359	6	1							
January	13,793	7	11				January ...	12,027	9	8			
February	13,309	15	9				February ...	11,618	15	10			
March	13,252	2	6				March ...	16,285	2	7			
April	13,883	12	0				April ...	14,896	2	4			
May	10,987	2	2				May	8,624	0	9			
June	8,778	5	2				June	8,485	14	1			
July	10,584	14	8				July	12,341	0	5			
August	14,801	5	6				August ...	13,463	7	1			
September ...	14,797	4	7				September ...	13,995	5	4			
October	17,263	11	1				October ...	17,491	9	6			
November ...	15,067	15	1				November ...	16,703	12	9			
December ...	13,564	4	10				December ...	13,082	3	4			
				1,60,084	5	3					1,59,015	3	8
							By Balance ...	...	...	...	15,428	7	8
Total ...				1,74,443	11	4	Total ...				1,74,443	11	4

No. 6.

Abstract of the Particulars of Demand from January to December 1881.

Months.	Cloths sold and delivered.	Other Goods sold and delivered.	Bills of Exchange and Promissory Notes.	Wages.	Work and Labor.	Work and Labor and Materials supplied.	For Money paid.	For Money lent.	For Money had and received.	On Accounts stated.	For use and occupation.	On Judgment.	Guarantee.	Partnership Accounts.	Other Actions Assumpsit.	Trover.	Case.	Trespass.	Assault.	Damage.	Covenant.	Recovery of Small Tenements.	Ejectment.	Total.	Against Executors and Representatives.	Inter-pleaders.	Total.
January	78	357	709	21	16	3	37	128	5	148	169	...	14	3	87	47	...	..	..	11	2	...	14	1,849	2	19	1,870
February ...	91	418	772	27	15	...	46	150	1	174	136	...	11	6	92	40	...	...	...	13	2	...	13	2,007	7	12	2,026
March	91	492	879	32	28	4	74	236	12	194	216	...	22	2	125	61	...	..	1	13	3	...	20	2,505	7	9	2,521
April	141	473	628	21	27	1	38	174	7	175	190	...	22	2	106	42	.	...	...	13	...	...	16	2,076	4	12	2,092
May	72	184	261	12	11	2	29	85	3	76	92	...	13	...	73	29	...	...	...	1	1	...	8	952	1	9	962
June	67	351	541	12	13	...	19	69	5	113	97	...	11	2	117	38	..	...	...	6	...	...	12	1,473	7	14	1,494
July	130	563	967	19	28	1	71	193	2	183	202	...	26	1	117	44	.	..	...	13	3	...	18	2,581	7	23	2,611
August ...	155	465	898	18	26	2	62	182	5	165	181	...	20	2	89	53	...	...	...	13	5	...	14	2,355	4	16	2,375
September ...	109	509	711	23	17	2	58	173	7	157	180	...	14	5	181	68	...	.	...	11	3	...	14	2,242	7	16	2,265
October ...	197	440	733	31	28	1	44	195	8	164	165	...	23	3	117	56	...	...	...	10	...	...	13	2,228	8	24	2,260
November ...	177	495	871	26	21	1	49	184	2	207	234	...	17	3	106	60	..	...	...	7	1	...	23	2,484	7	12	2,503
December ...	110	348	539	24	17	1	40	136	1	152	161	...	13	3	82	37	...	...	...	16	...	...	14	1,694	9	17	1,720
Total ...	1,418	5,095	8,509	266	247	18	567	1,905	58	1,908	2,023	...	206	32	1,292	575	...	...	1	127	20	...	179	24,446	70	183	24,699

No. 7.

Statement showing the Salaries of the three Judges and of the Establishment.

	Rs.	A.	P.
First Judge	2,000	0	0
Two Judges on Rs. 1,000 each	2,000	0	0
Clerk and Assistant Clerk	800	0	0
Establishment	2,155	0	0
Total ...	6,955	0	0

No. 8.

Statement showing the Number of Suits instituted in the Madras Court of Small Causes and the Amount of Fees realised thereon, including Fines and Unclaimed Deposits, during the Years 1851, 1852, 1853, 1854, 1855, 1856, 1857, 1858, 1859, 1860, 1861, 1862, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, *together with progressive Increase and Decrease in each Year.*

Years.	Number of Cases instituted.	Increase of Cases in each Year.	Decrease of Cases in each Year.	Fees realized.			Increase of Fees in each Year.			Decrease of Fees in each year.		
				RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
1851 ...	23,668	...	...	37,417	7	0	...	...	...	...	...	...
1852 ...	24,392	724	...	43,349	2	3	5,931	11	3	...	...	...
1853 ...	25,192	800	...	46,479	10	0	3,130	7	9	...	...	...
1854 ..	26,483	1,291	...	49,281	10	0	2,802	0	0	...	...	...
1855 ...	26,199	...	284	51,754	12	0	2,473	2	0	...	...	...
1856 ...	22,869	...	3,330	43,682	14	6	...	...	...	8,071	13	6
1857 ...	17,674	..	5,195	36,909	10	6	..	..	...	6,773	4	0
1858 ...	18,020	346	...	43,564	13	6	6,655	3	0	...	...	...
1859 ...	18,374	354	...	54,600	2	0	11,035	4	6	...	...	...
1860 ...	19,778	1,104	...	63,294	8	3	8,694	6	3	...	...	...
1861 ...	23,054	3,276	...	91,048	1	6	27,753	9	3	...	...	.
1862 ..	22,345	...	709	76,122	0	10	...	...	...	14,926	0	8
1863 ...	19,940	...	2,405	69,364	6	10	...	...	...	6,757	10	0
1864 ...	20,781	841	...	78,275	14	6	8,911	7	8	...	...	...
1865 ...	20,375	...	406	80,693	6	2	2,417	7	8	...	...	...
1866 ...	21,191	816	...	96,277	15	0	15,584	8	10	...	...	...
1867 ...	19,004	...	2,187	91,467	13	11	...	...	...	4,810	1	1
1868 ...	20,134	1,130	...	90,386	6	8	...	...	...	1,081	7	3
1869 ...	20,674	540	...	85,886	14	11	...	...	...	4,499	7	0
1870 ...	24,071	3,397	...	98,564	5	0	12,667	6	1	...	...	..
1871 ...	24,784	713	...	97,508	14	5	..	..	...	1,055	6	7
1872 ...	24,506	...	278	90,902	11	3	...	...	...	6,606	3	1
1873 ...	26,209	1,703	...	1,05,029	4	8	14,125	9	5	...	...	...
1874 ...	27,480	1,271	...	1,06,947	1	9	1,917	13	1	...	...	...
1875 ...	26,389	...	1,091	1,01,749	3	1	...	...	...	5,197	14	8
1876 ...	28,367	1,978	...	1,06,899	3	11	5,150	0	10	...	...	...
1877 ...	26,941	...	1,426	1,32,198	8	10	25,299	4	11	...	..	...
1878 ...	27,293	352	...	1,21,685	10	5	...	...	...	10,512	14	5
1879 ...	25,648	...	1,645	1,08,751	13	4	...	...	...	12,933	13	1
1880 ...	24,441	...	1,207	1,10,590	0	2	1,838	2	10	...	...	...
1881 ...	24,446	5	...	1,14,840	1	7	4,250	1	5	...	...	...

No. 9.

Statement showing the Number and Nature of Civil Suits instituted in the Madras Court of Small Causes in the Year 1881. (*Table No.* 2, *Appendix II-A, Judicial.*)

Nature of Claim.	Number of Cases.
Money due on contract ... On written promise for sum certain	8,529
On unwritten promise for sum certain	2,061
On account stated	1,908
Money paid or received	2,530
For goods sold and delivered	6,513
Rent	2,023
Recovery of personal property or value thereof	575
Damages ... ... For injuries to person	1
For injuries to property	88
For defamation	6
For other injuries not included in the above	...
For breach of contract not included in the above ...	38
Suits relating to mortgage of immovable property	10
Suits for, or relating to, real property not included in the above	169
Total ...	24,446

No. 10.

Statement showing the Number and Value of Suits disposed of in the Madras Court of Small Causes in the Year 1881.

—	Number.	Value.		
		RS.	A.	P.
Not exceeding Rs. 5	7,129	20,075	0	4
Do. „ 20	8,988	1,00,024	6	0
Do. „ 100	5,887	2,73,849	7	7
Do. „ 500	1,485	3,13,016	12	1
Do. „ 1,000	227	1,73,886	3	7
Total ...	23,716	8,80,851	13	7

No. 11.

Statement showing the General Result of the Trial of Suits in the Madras Court of Small Causes in the Year 1881. (*Table No.* 4, *Appendix II-A, Judicial.*)

Suits pending from 1880.		Filed in 1881.	Received by transfer.	Total for disposal.	Transferred to other Courts.	Plaint rejected or returned.	Uncontested.						Contested.			Disposed of.	Pending.	Pending.			Average Duration of Suits.		Referred to Arbitration.
							Dismissed for default.	Withdrawn with leave.	Compromised.	Decreed on confession.	Judgment *ex parte*. Decreed *ex parte*.	Judgment *ex parte*. Dismissed *ex parte*.	Judgment for Plaintiff.	Judgment for Defendant.	Non-suit.			Over Two Months.	Over Four Months.	Over Twelve Months.	Contested.	Uncontested.	
Chapter 39 of Act X of 1877 ...	2,714	24,446	4	27,164	...	...	2,195	389	6,902	1,984	8,652	14	2,881	654	49	23,720	3,444	3,077	225	142	53	40	38
	2	26	...	28	...	...	...	...	5	...	17	...	...	...	...	22	6	4	2	...	...	...	...
	2,716	24,472	4	27,192	...	...	2,195	389	6,907	1,984	8,669	14	2,881	654	49	23,742	3,450	3,081	227	142	53	40	38

No. 12.

Statement showing the Number of Suits pending in the Madras Court of Small Causes classified according to the years in which they were instituted. (Table No. 6, Appendix II-A, Judicial.)

Years in which instituted.							Total.	Remarks.
1875.	1876.	1877.	1878.	1879.	1880.	1881.		
Original.	Original.	Original.	Original.	Original.	Original.	Original.		
1	...	5	8	16	112	3,302	3,444	

No. 13.

Statement showing the Execution of Decrees in the Madras Court of Small Causes classified according to the years in which they were instituted. (Table No. 6, Appendix II-A, Judicial.)

Applications to execute Decrees.				Decrees		Pending at the end of 1880.	Nature and Number of Coercive Process issued.					Order under Section 243 of the Civil Procedure Code.
							Imprisonment of Persons.	Movable Property		Immovable Property		
Pending from 1880.	Filed in 1881.	Received by transfer.	Total for disposal.	Completely executed.	Partly executed.			Attached.	Sold.	Attached.	Sold.	
1,472	10,971	26	12,469	7,825	722	3,922	446	404	233	...	...	...

No. 14.

Statement showing the Operation of the new Distress Act (No. I of 1875) during the Year 1881.

Months.	Number of Applications filed.			Number of Distresses.					Amount of Rent for which Distresses were made.			Amount realized by Sale.			Amount levied and paid into Court.			Commission and Fees realized.		
				Compromised																
	Admitted.	Refused or withdrawn.	Total.	Before Distress.	After Distress.	Number of Sales.	Distresses set aside.	Unexecuted.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.
January ...	5	1	6	...	3	...	...	...	168	5	6	...	...	...	33	8	6	17	4	0
February ...	5	1	6	...	2	...	2	...	162	0	0	...	...	...	26	8	0	4	4	0
March ...	6	2	8	...	2	...	...	...	224	8	0	14	15	8	143	4	0	10	4	0
April ...	6	1	7	...	1	...	1	...	665	0	2	...	...	...	651	12	0	10	12	0
May ...	1	..	1	...	...	...	...	...	550	0	0	...	...	...	553	0	0	...	...	...
June ...	...	...	..	...	...	...	...	..	...	...	..	..	...	..	...	...	...	..	...	...
July ...	10	6	16	...	4	...	2	..	326	10	0	56	10	0	16	8	0	20	9	6
August ...	6	2	8	...	2	...	...	1	115	8	0	7	11	11	22	12	0	18	8	4
September ...	4	1	5	...	...	...	...	...	295	10	0	...	...		302	12	0	9	4	0
October ...	4	1	5	..	...	...	...	...	139	4	0	17	14	0	93	0	0	9	0	0
November ...	5	1	6	...	2	...	...	1	400	0	0	0	5	0	7	8	0	14	13	0
December ...	6	1	7	...	2	...	1	1	336	0	0	...	...	...	59	8	0	9	0	0
Total ...	58	17	75	...	18	...	6	3	3,382	13	8	97	8	2	1,910	0	8	128	10	10

No. 15.

Statement showing the Disposal of Applications to be declared an Insolvent under Section 344 of Act X of 1877.

Year.	Average Sum decreed.			Average Sum for which any Coercive Process was issued.			Number of Persons arrested and for what average Sum.			Average Amount of Debt due by each Person imprisoned.			The actual Number of Persons incarcerated.	Average Term of Incarceration undergone by Parties discharged after imprisonment.	Number of Persons arrested and brought before Court.	Number of Persons arrested who applied to be declared Insolvents under Section 344 of Act X of 1877	Number of Persons undergoing Imprisonment who applied to be declared Insolvents under Section 344 of Act X of 1877.	Number of Discharges ordered
	RS.	A.	P.	RS.	A.	P.	NO.	RS.	A.	P.	RS.	A.	P.	NO.	DAYS.	NO.	NO.	NO.	NO.
1881 ...	33	4	4	35	6	0	1,599	32	8	11	71	5	3	446	14	526	83	9	19

No. 16.

Statement showing the Number of Mofussil Processes under Section 86 of Act X of 1877, and the Number of Mofussil Commissions under Section 386 of Act X of 1877 received during the Year 1881.

Months.	Number of Cases in which Processes were received.	Number of Individuals to be served.	Number of Individuals served.	Number of Individuals not served.	Number of Commissions received.	Number of Commissions executed.	Number of Witnesses examined.	Remarks.
January	88	157	107	50	4	3	7	
February	83	123	86	37	10	10	20	
March	107	155	104	51	9	7	11	
April	75	103	64	39	6	3	3	
May	34	64	48	16	1	1	1	
June	33	41	20	21	3	...	...	
July	119	156	109	47	3	3	3	
August	95	128	101	27	2	1	1	
September	104	140	106	34	3	3	6	
October	143	193	142	51	6	6	16	
November	120	144	97	47	8	6	8	
December	83	111	71	40	6	5	5	
Total ...	1,084	1,515	1,055	460	61	48	81	

(Signed) J. M. MASKELL,
Offg. Judge and Clerk of the Court.

MADRAS COURT OF SMALL CAUSES,
31*st March* 1882.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Annual Report of the Judges of the Court of Small Causes, dated 31st March 1882, No. 537.

ORDER THEREON, 1st June 1882, No. 365.

The following is a brief analysis of the operations of the Madras Court of Small Causes during the years 1880 and 1881. The statements furnished are copious, but the covering letter of the Judges is more than ordinarily meagre.

2. The number of ordinary small cause suits filed in the year under review was 24,446 against 24,441 in 1880, *i.e.*, about 90 for each of the 274 days the Court was opened. Under the Summary Procedure for Negotiable Instruments (Chapter XXXIX of the Code) there were 26 suits against 41 in the year preceding. About seven-eighths of the entire litigation is classed as "Native." In 956 cases the plaintiffs employed attorneys, vakils, or agents, and defendants were similarly represented in 506 cases.

3. The receipts from fees, fines, &c., amounted to Rs. 1,14,840 against Rs. 1,10,599 of the previous year, and the disbursements to Rs. 80,892 against Rs. 83,322 in 1880, leaving a balance in favor of Government of Rs. 33,947, being Rs. 6,671 in excess of the balance of 1880. The year closed with a balance of 3,450 suits pending against 2,716 of 1880; but of these 218 are entered as partly heard, while 1,687 are not made returnable till 1882. It is noted that 448 old suits were struck off for default, but besides 112 suits standing over from 1880, the following are pending, viz.:—

From 1875	1
„ 1877	5
„ 1878	8
„ 1879	16

of which no explanation is given.

4. The provisions of the "Distress Act, 1875," regulating distresses for rent in the Presidency towns, were availed of to the extent of 75 applications against 186 of the previous year, but of these 41 were either refused or withdrawn, compromised or discharged after distress. The amount of rent for which distresses were made is shown as Rs. 3,382; of this Rs. 1,910 were paid up after seizure of goods made, and Rs. 97 were realised by sale.

5. The litigation classified according to its value is shown as follows (page 10):—

	Suits
Under 5 rupees	7,018
Between 5 and 10 rupees	4,805
„ 10 and 20 „	4,490
„ 20 and 50 „	4,513
„ 50 and 100 „	1,825

Between Rs. 100 and Rs. 500 the number of suits for every hundred rupees in value is expressed by three figures; between Rs. 500 and Rs. 1,000 by two figures. In 1,794 cases instituted in the year under review, judgment was given on confession; and 8,298 cases were either struck off, compromised, or withdrawn; the non-suits numbered 44: and the cases decided *ex parte* 7,811. The average sum decreed was Rs. 33.

6. The total value of suits filed during the year is shown at Rs. 8,92,427; their nature, it is observed, continues unaltered: the great majority of suits being on pro-notes or bonds and for goods sold and delivered, the two heads representing a total of 15,042 suits against 14,869 of last year.

7. *Coercive Processes.*—The total number of applications to execute decrees, including 1,472 pending from 1880 and 26 received by transfer, was 12,469. Their disposal is classed as follows:—

Completely executed	7,825
Partly executed	722
Pending	3,922

The Small Cause Court cannot attach immovable property, and, as there were only 404 attachments of movable property, it appears that the vast majority of judgment-debtors, against whose property an order of attachment issues, pay up before attachment is actually made. The return of execution against the person shows that 1,599 arrests were made; in about one-third of these cases, matters were adjusted between the parties, 526 only of the arrested persons being brought before the Court, and 446 actually incarcerated. The average debt due by each person imprisoned was Rs. 71, and the average term of imprisonment suffered was 14 days, the possible period being 6 months—figures showing that the threat of imprisonment and imprisonment itself both operate effectively in inducing solvent debtors to pay up. Before imprisonment 83 arrested persons, and during imprisonment 9 persons, prayed to be released on the plea of insolvency: the number discharged on the investigations made in each case was 19, but 15 cases were not disposed of at the close of the year.

8. It is observed that the jurisdiction of the Small Cause Court, which was originally established under the Charter of Justice of King George the Second, A.D. 1753, as a Court of Requests for the recovery of small debts not exceeding five pagodas, or Rs. 40 (increased afterwards* to Rs. 80), was raised by Act IX of 1850 to Rs. 500, by Act XXVI of 1864 to Rs. 1,000, and by recent legislation is shortly to stand at Rs. 2,000. From the Act of 1864, indeed, to the present time it has been possible for the Court, by agreement of parties, to try any small cause action, of whatever amount; but the practice is unknown, and in the last year the suits over Rs. 500 have numbered 233 only, or considerably less than a hundreth part of the whole. Whether suits between Rs. 1,000 and Rs. 2,000 will come in, to any appreciable amount, remains to be seen.

* 37, Geo. III, Ch. 192, Sec. 30.

(True Extract.)

C. G. MASTER,
Acting Chief Secretary.

ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1882.

MADRAS:
PRINTED BY E. KEYS, AT THE GOVERNMENT PRESS.

1884.

MADRAS COURT OF SMALL CAUSES,
19th May 1883.

No. 252.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

THE HONORABLE C. G. MASTER,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to forward, for the information of His Excellency the Governor in Council, the Thirty-second Annual Report of the Madras Court of Small Causes for the year ending 31st December 1882.

2. We have adopted the statistical forms prescribed by the Government of India in their Proceedings recorded in the Proceedings of this Government in the Judicial Department, dated 29th March 1883, No. 890. Some of the headings are not strictly applicable to the first six months of the year, before the new Presidency Small Cause Court Act came into force; but we thought that the inconvenience of this would be less than that of having a different set of forms for each six months.

3. The number of suits instituted during the year, including those filed under the Summary Procedure of Chapter XXXIX of the Code of Civil Procedure, was 21,296, the number pending on the 1st of January 1882 was 3,450, making a total of 24,746 for disposal. Of these, 22,910 were disposed of during the year, leaving 1,836 pending at the end of the year.

4. The number of suits instituted shows a falling off of 3,176 as compared with 1881. In the first six months there was an increase of 667 suits, and in the last six months a decrease of 3,854 suits as compared with the previous year. Upon the subject of this decrease we reported in our letter of 26th December 1882, printed with the Proceedings of Government in the Judicial Department of 11th January 1883, No. 80. We there stated our opinion that it was partly due to the novelty of some of the provisions of the Presidency Small Cause Court Act, 1882, which came into force on the 1st of July, and therefore was to some extent only temporary; and partly to other and general causes, which had also led to a diminution in litigation in the High Court. We pointed out, however, certain incidents in the working of the new Act which we had noted as tending to discourage suitors. One of these was the alteration in the scale of fees made by the Act, the effect of which was considerably to enhance the institution fee on all suits above Rs. 200 in value. We suggested the restoration of the old scale of fees by Notification under Section 75 of the Act, and Government concurring with our suggestion, this has been done.

5. Another incident in the working of the new Act, which we noted as tending to deter suitors, was the application to this Court of the provisions of the Civil Procedure Code as to forms of plaints and their verification and presentation. We proposed, with the sanction of Government, to declare those portions of the Code inapplicable to this Court, which would leave us free to return to the old and simple form of plaint and summons in one previously in use. The necessary sanction having been given, we accordingly, by notice in the Gazette under Section 23 of the Act, declared Sections 38, 41, 49, 50, part of 51, 52, part of 53, 57,

part of 59, 60, 63, and part of 644 of the Code inapplicable to this Court, and subsequently by rule sanctioned by the High Court we prescribed a simple form of plaint and summons in one for use in the Court.

6. We also proposed to declare inapplicable to this Court Section 37 of the Civil Procedure Code defining recognized agents, which we considered to cause great hardship to suitors by requiring them either to appear in person or else employ an attorney or pleader even in the most petty cases. This also Government was pleased to sanction, and the necessary notice in the Gazette was published simultaneously with that before alluded to.

7. It is too soon as yet to offer any opinion upon the effect of the measures above mentioned, but we may notice that the number of suits filed in the first quarter of the current year has been only less by 308 than the corresponding number in 1882. The Notifications in the Gazette before alluded to came into force on the 1st February 1883, and in the months of February, March, and April the number of suits filed was only 165 less than in the same months of 1882, and was 153 more than in those of 1881, which seems to show that the file is recovering.

8. With regard to the number of suits filed under the extended jurisdiction conferred by the new Act, 37 suits, over Rs. 1,000 in value, were filed in the course of the year, which is, we believe, about one-half the average number of suits between Rs. 1,000 and Rs. 2,000 in value filed in the High Court in six months in the years prior to 1882.

9. Of suits against defendants residing out of the jurisdiction under Rs. 500 in value, there were filed in the last six months of the year 152. As to suits over Rs. 500 in value, the Act makes no difference in the jurisdiction in this respect, except that the sanction of the Court is required.

10. It is rather remarkable that although the jurisdiction in ejectment has been curtailed by the new Act, being now limited to cases of tenancy or permissive occupancy, the number of ejectment cases filed has increased since the passing of the Act. In 1882, 215 such cases were filed as against 179 in 1881, showing an increase of 36, of which 30 was in the last six months. The cause of this increase is probably that under the new Act the valuation for institution fee is on one year's rental only, whereas under the old Act, on the construction put upon it by this Court, the valuation was upon the actual market value.

11. Applications for new trials do not appear separately in the statement of work done by the Judges. The number of such applications filed in the course of the year was 113, and in 14 cases new trials were granted.

12. As desired by Government we give a statement in Appendix A showing the disposal of applications under the Insolvency jurisdiction. On a reference by this Court, the High Court ruled in April last that, since the passing of Act XV of 1882, Presidency Small Cause Courts have no jurisdiction in insolvency under Chapter XX of the Civil Procedure Code.

13. With regard to the work disposed of by individual Judges, we may observe that the Chief Judge tries all ejectment cases and all suits over Rs. 1,000 in value, and such cases, when defended, generally occupy a longer time in trial than other cases, and this affects the number of cases tried by that Judge. The Chief Judge was absent for the two months' vacation, and the Second and Third Judges each sat for one month of the same. The Third Judge took one month's privilege leave in the course of the year.

14. The diminution of 3,176 in the number of suits filed in 1882 as compared with 1881 only reduced the number of suits disposed of in 1882 by 472, and the cases pending at the close of the year were 1,836 against 3,450 in 1881. Notwithstanding this slight decrease in the number of cases disposed of in the course of the year, the work of the Judges has in fact been considerably heavier since the introduction of the new Act than before. Miscellaneous applications have increased, and an entirely new class of such applications, viz., those for leave to sue defendants out of the jurisdiction, has been added to the work. The extension of

the provisions of the Civil Procedure Code, requiring written judgments recording the points for determination and the decision thereon, has immensely increased the amount of writing to be done by the Judges, and thereby the time taken in disposal of suits. Another cause operating in the same direction is the increase in the number of legal practitioners practising in the Court, and in the proportion of cases in which they are employed, owing partly to the fact that, under the new Act, fees are allowed in cases over Rs. 20 in value, whereas previously they were only allowed in cases over Rs. 50, and partly to the higher scale of fees allowed under the rules framed by the High Court under the Legal Practitioners Act. In addition to the regular work of the Court, we have had much additional work in applying the new Act and framing rules and forms for its working.

15. The cases shown in Form 4 as disposed of by the Registrar include those disposed of in the first six months of the year by that officer when he was Officiating Fourth Judge, and disposed of all *ex parte* cases. As Registrar he is only invested with the powers of a Judge in cases under Rs. 20 in value, and we generally transfer all the *ex parte* cases under that value to him and a few other defended cases of the same value. After another year's experience of the working of the Act, we shall be able to say whether the total amount of Judicial work done by the Registrar is equal to that formerly done by him as Fourth Judge.

16. The total receipts on account of fees in the year amounted to Rs. 1,06,884-6-5, and the expenses to Rs. 84,239-14-11, against Rs. 1,14,840-1-7 and Rs. 80,892-4-7 respectively in the preceding year. The balance to the credit of Government was Rs. 22,614-7-6, being Rs. 11,303-5-6 less than that shown in the accounts of 1881. That balance, however, was in fact greater by Rs. 4,000 than the actual balance, owing to the fact that the pay of the late Chief Judge for May and June 1881 was drawn in England, and therefore does not appear in the accounts here. The actual falling off therefore in the balance to the credit of Government in 1882 as compared with 1881 is only Rs. 7,303-5-6. Applying the same correction to the comparison of expenditure, the actual expenses of the Court in 1882 were Rs. 652-5-8 less than in 1881.

Receipts.

	RS	A	P
1881	1,14,840	1	7
1882	1,06,884	6	5
	7,955	11	2

Expenditure.

	RS.	A.	P.
1882	84,239	14	11
1881	80,892	4	7
	3,347	10	4

17. The above loss of revenue is mainly, no doubt, to be attributed to the diminution in the number of suits filed, but it is probably partly due to two other causes, viz., (1) the reduction of fees in ejectment cases caused by the alteration in the method of valuation before alluded to, and (2) the fact that the new Act does not provide for the levy of institution fees on claims which were formerly treated as suits for that purpose. We cannot at present ascertain how much of the deficiency in receipts is due to those causes.

(Signed) J. W. HANDLEY,
(„) P. SREENEVASA RAO, } *Judges.*
(„) G. MUTTUSAMY CHETTY,

JUDICIAL FORM, No. 1.

Showing the General Result of the disposal of Cases in the Court of Small Causes in the Year 1882.

Court.	Number of Suits pending on the 1st January 1882.	Number of Suits instituted during the Year 1882.	Number of Suits disposed of during the year 1882.										Total disposed of.	Pending at the end of the Year.	Average Duration of Suits.		Remarks.
			Dismissed for Default or want of Prosecution.	Withdrawn [with leave under Section 373 of the Civil Procedure Code.	Compromised.	Without Contest.			With Contest.		On Reference to Arbitration.				Contested, including Cases referred to Arbitration.	Uncontested.	
						Decreed on Confession.	Decreed *ex parte*.	Dismissed *ex parte*.	Judgment for Plaintiff in whole or in part.	Judgment for Defendant.	For Plaintiff.	For Defendant.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
	3,444	21,259	1,523	385	6,523	1,589	9,181	35	2,799	835	10	2	22,882	1,821	52	46	There were 113 applications for new trial. New trials were granted in 14 cases.
Filed under Chapter XXXIX of Civil Procedure Code.	6	37	...	...	4	...	21	...	3	...	...	...	28	15	73	28	
Total ...	3,450	21,296	1,523	385	6,527	1,589	9,202	35	2,802	835	10	2	22,910	1,836	...	...	

JUDICIAL FORM, No. 2.

Showing the Number and Description of Suits pending and instituted in the Presidency Court of Small Causes in the Year 1882.

Nature of Claim.		Number of Suits			Remarks.
		Pending on the 1st Jan. 1882.	Instituted during the Year 1882.	Total.	
1		2	3	4	5
Money due on contract.	On written promise for sum certain	1,037	8,151	9,188	
	On unwritten promise for sum certain	315	2,060	2,375	
	On account stated	925	1,380	2,305	
	On balance of account, partnership or otherwise.	...	9	9	
	Money paid or received	201	1,976	2,177	
	For goods sold and delivered	806	5,717	6,523	
Rent not falling under Rent Law		126	1,691	1,817	
Damages ...	For injuries to person	...	...	...	
	For injuries to property	7	37	44	
	For other injuries not included in the above ...	...	2	2	
	For breach of contract not included in the above.	...	21	21	
Title and other suits.	For recovery of possession of immoveable property under Chapter VII of the Presidency Small Cause Courts Act	27	215	242	
	Suits under the Summary Procedure, Chapter XXXIX of the Civil Procedure Code ...	6	37	43	
	Applications under Section 278 of the Code of Civil Procedure	64	132	196	
	Other applications	...	956	956	
	Other suits not falling under any of the previous heads	...	...	...	
	Total ...	3,514	22,384	25,898	

JUDICIAL FORM, No. 3.

Showing the Value of Suits instituted in the Presidency Court of Small Causes in the Year 1882, *together with the Fees and Costs received in Stamps.*

Institutions.	Number of	Total Value of	Fees and Costs received in Stamps.	Remarks.
1	2	3	4	5
		RS.	RS.	
Suits not exceeding Rs. 5	5,826	17,090	2,898	
Do. 10	4,123	30,867	4,438	
Do. 20	3,969	58,649	8,595	
Do. 50	4,158	1,35,569	19,748	
Do. 100	1,698	1,25,204	18,069	
Do. 500	1,326	2,71,370	34,541	
Do. 1,000	159	1,13,127	10,581	
Do. 1,500	22	26,545	2,465	
Do. 2,000	14	24,033	2,067	
Suits in which an excess above Rs. 2,000 was abandoned ...	1	2,010	142	
Total ...	21,296	8,01,455	1,03,544	

JUDICIAL FORM, No. 4.

Showing the Disposal of Suits according to Value by each Judge of the Presidency Court of Small Causes during the Year 1882.

By	Judgment for Plaintiff.			Judgment for Defendant.			Settled by Agreement.	Withdrawn with Leave or Dismissed under Sections 97, 98 or 102 of the Code.	Other Miscellaneous Cases.	Grand Total.	Number of Days on which each Judge actually sat in Court.	Value of Suits disposed of.									
	Contested.	Uncontested.	Total.	Contested.	Uncontested.	Total.						Not exceeding Rs. 5.	Not exceeding Rs. 10.	Not exceeding Rs. 20.	Not exceeding Rs. 50.	Not exceeding Rs. 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000.	Not exceeding Rs. 1,500.	Not exceeding Rs. 2,000.	Suits in which an excess above Rs. 2,000 was abandoned.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
Chief Judge	462	283	745	113	...	113	312	319	203	834	214	Particulars as to the value of suits disposed of by each Judge cannot be given as these forms have been so recently introduced.									
Second Judge	885	785	1,670	279	...	279	626	338	189	1,153	237										
Third Judge	635	591	1,226	208	...	208	483	293	179	955	213										
Registrar	830	9,167	9,997	237	...	237	5,106	1,158	385	6,649	278										
Total ...	2,812	10,826	13,638	837	...	837	6,527	2,108	956	9,591	942										

MEMORANDUM.

		Days.	
The Court was closed on account of Sundays		53	
Do.	Christian holidays	4	
Do.	Hindu holidays	4	
Do.	Muhammadan holidays		
Do.	Vacation	54	One Judge sitting every day, except Saturdays.
Do.	other holidays	13	
	Total ...	128	

JUDICIAL FORM, No. 5.

Showing the Result of Proceedings on Applications for the execution of Decrees in the Presidency Court of Small Causes in the Year 1882.

Number of Applications pending on the 1st January 1882.	Filed.		Total.	Applications disposed of.					Pending at the end of Year.	Amount realized.		Number of Applications on which					Remarks.
	The Decrees being those of the Court where execution is taken out.	The Decrees being those of other Courts transferred for execution.		Transferred to another Court under Section 223.	Completely executed.	Partly executed.	Wholly infructuous.	Total.		With the issue of process.	Without the issue of process.	Judgment-debtor was imprisoned.	He was arrested under Section 336, but released without imprisonment.	Property was sold.	Property was attached, but released.	Possession was given of immovables.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
3,922	10,860	20	14,802	170	6,680	515	5,033	12,398	2,404	64,596	80,784	390	711	293	378	27	

JUDICIAL FORM, No. 6.

Showing the Statistics of the Distraint Department of the Presidency Court of Small Causes for the Year 1882.

Number of Applications				Number of Distresses.						Amount of rent for which Distresses were issued.			Amount realized by Sales.			Amount levied and paid into Court.			Commission and Fees realized.			Remarks.
Pending on the 1st January 1882.	Admitted.	Refused or withdrawn.	Total.	Compromised. Before Distress.	Compromised. After Distress.	Number of Sales.	Money paid into Court.	Distresses set aside.	Unexecuted.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	RS.	A.	P.	
1	2	3	4	5	6	7	8	9	10	11			12			13			14			15
...	73	8	81	...	27	11	16	7	12	2,662	4	0	356	5	11	362	4	0	139	12	6	

JUDICIAL FORM, No. 7.

Showing the Receipts and Charges of the Presidency Court of Small Causes for the Year 1882.

Receipts.					Charges.								
In Small Cause Court Stamps.		In Cash.		Total.	Salaries of Judges and Registrar.		Establishment				Total.	Excess of Column 5 over Column 11, being the amount credited to Government.	Excess of Column 11 over Column 5, showing a deficit.
Institution, Summons, and Process Fees.	Other Fees.	Fines.	Other Receipts.				Serving Officers and Bailiffs.	Others.	Contingencies.	Refunds.			
1	2	3	4	5	6		7	8	9	10	11	12	13
RS.	RS.	RS.	RS.	RS.		RS.	RS.	RS.	RS.	RS.	RS.	RS.	RS.
					Chief Judge	24,000							
					Second Judge	12,000							
					Third Judge	12,000							
					Registrar	6,000							
1,22,110	350	10	773	1,23,243	Total ..	54,000	6,176	23,268	796	16,359	1,00,599	22,644	

APPENDIX A.

Statement showing the disposal of Applications to be declared an Insolvent under Section 344 of the Code of Civil Procedure.

Year.	Average sum decreed.			Average sum for which any Coercive Process was issued.			Number of persons arrested, and for what average sum.	Average amount of debt due by each person imprisoned.			The actual number of persons incarcerated.	Average term of incarceration undergone by parties discharged after imprisonment.	Number of persons arrested and brought before Court.	Number of persons arrested who applied to be declared insolvents under Section 344 of Act.	Number of persons undergoing imprisonment who applied to be declared insolvents under Section 344 of Act.	Number of Discharges ordered.
	RS.	A.	P.	RS.	A.	P.	NO.	RS.	A.	P.	NO.	DAYS.	NO.	NO.	NO.	NO.
1882	29	4	11	33	2	6	1,101	30	5	6	58	13	2	390	5,997	460	76	8	21

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Annual Report of the Judges of the Court of Small Causes, dated 19th May 1883, No. 252.

ORDER—dated 14th June 1883, No. 1594, Judicial.

The annual reports of the Madras Court of Small Causes were until 1882 generally submitted to Government before the end of the first quarter of the year following that to which each report related. The submission of the report now received was delayed for nearly ten weeks beyond that period, as the forms of statistical statements prescribed by the Government of India on the 14th March 1883* had to be affixed as appendices thereto. These statistical statements are, however, so simple and few, that the detailed statements from which they are to be compiled can be very easily prepared; and if the entries therein be made regularly from time to time, the annual statements can be compiled within a fortnight after the expiry of the year to which they may relate, and the report can be ready within two weeks after the compilation. Future reports of the Presidency Court of Small Causes should therefore be submitted not later than the 15th of February of the year following that to which each may refer.

* G.O., dated 29th March 1883, No. 890, J.D.

2. (*a*) *Number of Suits instituted.*—The present report shows that though the number of suits instituted during the first half of the year 1882 exceeded that for the corresponding period of 1881 by 667, yet so great was the diminution in the income of work during the latter half of the year, that the total number of institutions for the year was only 21,296 as against 24,472 of the preceding year, showing a decrease of 13 per cent., in spite of the enhanced jurisdiction and the increase in the number of ejectment suits, said to be due to a more lenient system of valuation declared to be applicable by Act XV of 1882 to such cases. The Judges attribute this decrease to certain alterations in the procedure of the Court effected by the new Act, which came into operation on the first day of July last year. It would have been well if the causes set forth by the Judges as accounting for the decrease, and notably that relating to the enhanced rate of institution fees leviable under the Act, had been promptly brought by them to the notice of Government; but they were silent until Government of their own motion drew† attention to the fall in litigation. On the report then furnished and certain recommendations made by the Court, all remedies possible in the existing state of the law have been effected. These changes, made‡ a few months ago, seem to be restoring the files of the Court to their normal condition. The Governor in Council, however, desires to receive a report at the end of September next, showing the number of suits instituted up to the end of the third quarter of each of the three years 1881, 1882, and 1883, with explanatory remarks by the Judges as to the increase or decrease that may be noticeable.

† G.O., dated 18th December 1882, No. 2177.

‡ G.O., dated 23rd January 1883, No. 184.

(*b*) *Classification of Suits instituted according to their Value.*—Of the suits instituted, 9,949, *i.e.*, about 47 per cent., 8,127, *i.e.*, about 38 per cent., and 3,024, *i.e.*, about 15 per cent., were suits brought for the recovery of sums not exceeding Rs. 10, Rs. 50, and Rs. 500 respectively, the remaining 196 being suits for the recovery of sums exceeding Rs. 500. Excluding the last class, all the others could have been instituted in the Mofussil before Village Munsifs, District Munsifs, and Subordinate Judges respectively in the exercise of their summary or special jurisdiction,

3. *Disposals*—(*a*) *Suits totally disposed of.*—Adding to the 21,296 suits instituted in the year, the 3,450 suits pending disposal at the beginning thereof, there were during the year 24,746 suits for disposal before the Court. Of these 22,910, leaving a balance of 1,836, were disposed of during the year as noted below. It thus appears that the percentage of contested cases is considerably less than that of the average of similar Courts in the Mofussil, where it may be taken as somewhat over 20 per cent. :—

Mode of Disposal.	Number.	Percentage on Total Disposals.
Decreed { with contest including twelve on arbitration ...	3,649	15
Decreed { without contest, *i.e.*, *ex parte* or on confession ...	10,826	47
Otherwise, *i.e.*, dismissed for default, withdrawn, or compromised ...	8,435	38
Total	22,910	100

(*b*) *Contested Work per Judge for* 1881-82.—The number of contested cases per Judge during the year 1881-82 stood as noted below :—

Bench.	1881.			1882.		
	Working Months.	Cases.	Per Cent.	Working Months.	Cases.	Per Cent
First	10	722	20	10	575	16
Second	11½	1,311	36	11	1,164	32
Third	10	986	27	10	843	23
Fourth (Registrar)	11	565	17	11	1,067	29
Total	...	3,584	100	...	3,649	100

whence it is clear that the Registrar, or late Officiating Fourth Judge, has been assigned in 1882 twice as much contested work as was given him in 1881. The Government consider that the Registrar's judicial work should be limited in amount, so as to enable him to discharge his ministerial duties carefully and efficiently. His jurisdiction under the new Act extends to 20-rupee suits only; but these suits constitute on the average considerably more than half the work coming before the Madras Court of Small Causes; *ex. gr.*, in the year under review the total of all suits instituted was 21,296; the total of suits not exceeding 20 rupees was 13,918. The Registrar disposed altogether of 16,498; the work of the remaining Judges standing as under :—

First Judge	1,489
Second Judge	2,813
Third Judge	2,210

The far greater proportion of the Registrar's judicial work consists of uncontested cases; but with all this it is remarkable that, as shown in the statement above, the contested suits disposed of by him exceed those disposed of by any other Judge, the Second Judge excepted.

4. *Duration of Cases.*—The average duration of contested cases under the ordinary procedure of the Court was fifty-two, while that of those under summary procedure was seventy-three; as regards uncontested cases, those under the ordinary procedure of the Court showed an average of forty-six days, while summary suits appear to have lasted twenty-eight days on the average. Considering the limited area of the Court's jurisdiction, these averages appear high, and endeavours should be made to reduce them. There would probably be no difficulty in doing so, if the Chief Ministerial Officer of the Court could find time to supervise the working of the regular establishment of the Court and of its Process servers.

5. *New Trials or Appeals.*—Out of a total of 113 applications for new trial, fourteen or about 12½ per cent. were granted. The Governor in Council considers it desirable that future reports should contain information as to the aggregate time taken in hearing these applications.

6. *Applications for Execution, &c.*—(*a*) *Number and General Result of*—.—Ten thousand eight hundred and eighty of such applications were received—twenty by transfer—and these, together with those remaining undisposed of at the end of 1881, gave a total of 14,802 for disposal; 12,398 were disposed of, execution in no less than 5,033 being classed as "wholly infructuous;" 711 persons appear to have been arrested, but released without imprisonment; while 390 were sent to jail.

(*b*) *Insolvency.*—Eighty-four persons, eight while in jail and seventy-six before commitment, applied for a declaration of insolvency and twenty-one were discharged thereupon. The High Court have recently held that the Presidency Court of Small Causes has no jurisdiction under Act XV of 1882 or any other law to entertain applications for a declaration of insolvency. Persons arrested under decrees of the Small Cause Court are generally too poor to afford the luxury of seeking "the benefit of the Act" at the High Court. The Madras Court of Small Causes has for years been exercising an insolvency jurisdiction or one similar to it. The absence of such jurisdiction is a source of hardship to poor people; application will therefore be made to the Government of India for the insertion of a provision in the Act enabling the Local Government to invest the Small Cause Court with such jurisdiction.

7. The operations of the Court in the Distraint Department call for no remarks.

8. *Annual Statements.*—The appendices are all in the prescribed form. The remarks column under Form No. I should show how many applications for a new trial were contested, how many were disposed of *ex parte*, the aggregate time of the Court taken up by such applications, and the average duration of each. The value Columns of No. IV have been unavoidably left blank, but they should be filled in in future. In Columns 2 and 5, notes should be appended to each of the entries, to show how many suits were referred to arbitration. Appendix A should be continued in future reports, notwithstanding that the Court's right to exercise an insolvency jurisdiction has been denied. The last three columns may be left blank; and the title of the statement altered into "Statement showing particulars as to execution against the persons of judgment-debtors." The entry in the present statement under the column headed "Average term of imprisonment, 2*a*" is clearly wrong and ought to be 15 or 16 only.

9. *General.*—Thirty-seven suits have been added to the file under the enhanced jurisdiction (Rs. 2,000 instead of Rs. 1,000) given by Act XV of 1882. The remarks of the Small Cause Judges at Section 14 regarding legal practitioners and their fees will be brought to the special notice of the High Court.

(True Extract.)

C. G. MASTER,
Chief Secretary.

ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1883.

MADRAS:
PRINTED BY E. KEYS, AT THE GOVERNMENT PRESS.

1884.

MADRAS COURT OF SMALL CAUSES,
22nd February 1884.

No. 150.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

THE HONORABLE E. F. WEBSTER,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to forward, for the information of His Excellency the Governor in Council, the Report of the Madras Court of Small Causes for the year 1883, being the 33rd annual report. We regret that we are a few days later in submitting this report than the time prescribed by the order of Government* on our last report. This is due to the fact that, owing to press of other work in the office, the statistical statements could not be got ready earlier.

*G O, Judicial, 14th June 1883, No. 1594, paragraph 1.

2. The number of suits instituted in this court in 1883 was 25,079. This is the highest number reached since 1879, the figures being—

in 1882	21,296
1881	24,472
1880	24,482

In 1879 and the 6 previous years, the number of suits was greater than that in 1883, the highest figure being in 1876 28,367, but in these years, the gross revenue was much less than in the past year, *e.g.*, in 1876 Rs. 1,06,899 against Rs. 1,47,943 in 1883, showing that the suits filed in these years were of much less pecuniary value than those in 1883. We have added as an appendix a statement of the comparative number and value of the suits filed and the revenue collected thereon in the last 10 years. These figures seem to show that the measures detailed in our last report, adopted with the sanction of Government in consequence of the falling off of suits in 1882, have been successful in very nearly restoring the file to its average for the last 10 years which is 25,851.

3. The total number of suits disposed of was 24,085, being 1,175 more than in 1882. The number of suits undisposed of at the end of the year was 2,830. This number, as in other years, includes suits instituted in this and previous years in which the summonses were returnable in 1884. The number of such suits in this year is 2,300, so that the number of suits actually ready for trial at the end of the year and undisposed of was only 530. Considering the large number of suits filed this year, these arrears compare favorably with previous years. Thus in 1880, the suits filed were 24,482, arrears 2,716; in 1881, suits 24,472, arrears 3,450; in 1882, suits 21,296, arrears 1,821. This also appears from the average duration of ordinary suits which in this year is 41 and 37 days in contested and uncontested cases, respectively, as against 52 and 46 in 1882, and 53 and 40 in 1881. We may also mention that the arrears in this year would not even have reached the above comparatively small figure but for the Registrar having been compelled by ill-health to take 6 weeks' leave of absence and his *locum tenens* not being invested with judicial powers. In summary suits on negotiable instruments, under Chapter XXXIX of the Code, the average duration shown by table 1 appears long, but this is due to the fact that many of such cases have

been pending for many years, plaintiffs not having applied for judgment. In these cases, no time is fixed for hearing by the summons, but plaintiffs can apply for judgment at any time after the expiration of 10 days from date of service of summons. The result is that, when such cases are settled out of court, the court frequently receives no notice of such settlement and they remain on the file indefinitely, and the same thing occurs when the defendant cannot be found and the summons is not served. For this reason we believe that the procedure under this chapter is often adopted by suitors who do not know where their debtors are, as they can thus keep the suits on the file until they can find out their debtors without the trouble and expense of taking out fresh summons. We have lately issued notices to the plaintiffs in long-standing cases of this kind to appear and show cause why the suits should not be struck off for want of prosecution, the result of which will be to clear the file of most of such arrears.

4. Upon this question of the average duration of suits in this court, Government was pleased to remark, in paragraph 4 of their review of our last annual report, "considering the limited area of the courts' jurisdiction these averages appear high, and endeavours should be made to reduce them." As shown above, the average duration has been reduced in the year under review; but we may mention the following causes which tend to maintain a high average of duration in this court in spite of all our efforts. All our summonses are, as a rule, made returnable from 15 to 20 days from the date of institution of suit, and the great majority of cases are disposed of on the day named in the summons. In many cases, however, without any fault of the bailiffs, service cannot be effected until a few days before the day of hearing. In these cases, and also in those in which summonses are posted to the doors of defendants during their absence, we often feel ourselves bound to extend the time to give defendants an opportunity of substantiating their defence. The large number of legal practitioners employed in our courts, many of whom have business in other courts, also causes an immense number of adjournments either by consent or upon payment of the costs of the day. Moreover, in cases in which we exercise the extended jurisdiction given us by the new Act over defendants resident out of Madras, the time given in the summons before the hearing is necessarily long, and frequent adjournments must in justice to the defendants be granted.

5. There were 210 applications for new trials in the year, out of which in 17 cases a rule *nisi* for a new trial was granted which was made absolute in 16 cases. The aggregate time of the court occupied by these applications was 29 half days, *i.e.*, from 2 to 5 P.M. The average time of disposal of such cases was 3 days. The High Court granted a new trial before itself under Section 38 of the Small Cause Courts' Act in 3 cases during the year. In one of these cases, the judgment of this court was confirmed, and the remaining 2 are still pending. In 5 cases the High Court called for the records in the exercise of its power of revision under Section 622 of the Civil Procedure Code; 3 of these cases have been disposed of with the result that in 2 the judgment of this court has been confirmed and in 1 reversed.

6. It will be observed from table 4 that we have attended to the suggestions of Government in paragraph 3 of the above-noted order upon our last report as to reducing the amount of judicial work falling upon the Registrar. He disposed of only 8,000 odd suits during the year as against 16,000 odd in 1882. The order of Government only reached us in June, and therefore only affected our action for half the year. In the current year, we shall endeavour still further to reduce the judicial work of the Registrar.

7. The number of suits over Rs. 1,000 in value filed in the course of the year was 92, yielding a gross revenue of Rs. 9,616, or about 7 per cent. of the total gross revenue.

8. Besides the work done by the court as appearing from the statements submitted, this court has executed 1,120 processes from mofussil courts and executed 47 commissions for the examination of witnesses.

9. The financial results of the year appear to be highly satisfactory. The total receipts were Rs. 1,47,943 as against Rs. 1,23,243 in 1882. The expenditure amounted to Rs. 1,01,824 as against Rs. 1,00,599 in 1882, the increase in expenditure, Rs. 1,225, being due to a slight sanctioned increase in the establishment and to allotment of

Rs. 1,000 for new furniture and other necessary articles for the use of the court. The surplus, Rs. 46,119, is the largest sum credited to Government as far as we are aware from this court, and more than double that of 1882.

10. Having regard to this satisfactory financial position of the court, we think that some further addition might with advantage be made to this establishment which is still, in our opinion, inadequate for the efficient discharge of the immensely increased work now thrown upon it. We shall have the honor to address Government separately upon this subject shortly.

(Signed) J. W. HANDLEY,
(„) P. SREENEVASA RAO, } *Judges.*
(„) G. MUTTUSAMY CHETTY,

STATEMENT of the comparative Number and Value of the Suits filed and the Revenue collected thereon in the last ten years.

Years.	Number of suits filed inclusive of summary suits.	Total value of suits.			Fees realized.		
		RS.	A.	P.	RS.	A.	P.
1874	27,480	8,44,951	14	0	1,06,947	1	9
1875	26,389	7,95,442	13	1	1,01,749	3	1
1876	28,367	8,30,729	6	8	1,06,899	3	11
1877	26,941	8,95,816	1	11	1,32,198	8	10
1878	27,293	9,45,731	11	1	1,21,685	10	5
1879	25,662	8,37,637	0	1	1,08,751	13	4
1880	24,482	8,46,106	2	7	1,10,590	0	2
1881	24,472	8,92,427	12	3	1,14,840	1	7
1882	21,296	8,04,455	0	0	1,23,243	0	0
1883	25,079	10,44,126	0	0	1,47,943	0	0

JUDICIAL FORM, No. 1.

SHOWING the general result of the disposal of cases in the Presidency Court of Small Causes in the year 1883.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Court.	Number of suits pending on the 1st January 1883	Number of suits instituted during the year 1883.	NUMBER OF SUITS DISPOSED OF DURING THE YEAR 1883.										Total disposed of.	Pending at the end of the year.	AVERAGE DURATION OF SUITS.		Remarks.
						Without contest.			With contest.		On reference to arbitration.						
			Dismissed for default or want of prosecution.	Withdrawn with leave under Section 373 of the Civil Procedure Code.	Compromised.	Decreed on confession.	Decreed *ex parte*.	Dismissed *ex parte*.	Judgment for plaintiff in whole or in part.	Judgment for defendant.	For plaintiff.	For defendant.			Contested, including cases referred to arbitration.	Uncontested.	
	1,821	25,007	1,444	291	6,612	1,622	10,368	3	3,154	517	3	2	24,016	2,812	DAYS 41	DAYS. 37	Two hundred and ten applications for new trials; 193 disposed of without calling upon the other side. Aggregate time occupied by such cases 29 half days, average duration 3 days.
Filed under Chapter XXXIX of Civil Procedure Code.	15	72	..	..	16	5	43	..	5	..	..	..	69	18	49	60	
Total ..	1,836	25,079	1,444	291	6,628	1,627	10,411	3	3,159	517	3	2	24,085	2,830	..	..	

JUDICIAL FORM, No. 2.

SHOWING the number and description of suits pending and instituted in the Presidency Court of Small Causes in the year 1883.

1		2	3	4	5
Nature of claim.		Number of suits			Remarks.
		Pending on the 1st January 1883.	Instituted during the year 1883.	Total.	
Money due on contract ..	On written promise for sum certain	506	8,424	8,930	
	On unwritten promise for sum certain	275	2,221	2,496	
	On account stated	207	1,901	2,108	
	On balance of account, partnership or otherwise	..	8	8	
	Money paid or received	129	2,470	2,599	
	For goods sold and delivered	568	7,320	7,888	
Rent not falling under rent law		98	2,256	2,354	
Damages	For injuries to person	..	..	..	
	For injuries to property	..	65	65	
	For other injuries not included in the above	..	..	..	
	For breach of contract not included in the above	..	26	26	
Title and other suits ..	For recovery of possession of immoveable property under Chapter VII of the Presidency Small Cause Courts' Act.	38	315	353	
	Suits under the summary procedure, Chapter XXXIX of the Civil Procedure Code.	15	72	87	
	Applications under Section 278 of the Code of Civil Procedure ..	48	221	269	
	Other applications	..	..	..	
	Other suits not falling under any of the previous heads (interpleader suit under Chapter XXXIII of the Civil Procedure Code.	..	1	1	
	Total ..	1,884	25,300	27,184	

JUDICIAL FORM, No. 3.

SHOWING the value of suits instituted in the Presidency Court of Small Causes in the year 1883, together with the fees and costs received in stamps.

1	2	3	4	5
Institutions.	Number of suits.	Total value of suits.	Fees and costs received in stamps.	Remarks.
		RS.	RS.	
Suits not exceeding Rs. 5	6,635	19,483	3,290	
Do. 10	4,976	36,934	5,289	
Do. 20	4,726	69,327	10,109	
Do. 50	4,794	1,55,683	22,676	
Do. 100	1,951	1,42,303	20,542	
Do. 500	1,692	3,45,506	42,280	
Do. 1,000	213	1,48,351	12,662	
Do. 1,500	65	80,063	6,192	
Do. 2,000	26	46,476	3,282	
Suits in which an excess above Rs. 2,000 was abandoned	1	*	142	* The excess abandoned is not set out in the plaint.
Total ..	25,079	10,44,126	1,26,464	

JUDICIAL FORM, No. 4.

SHOWING the disposal of suits according to value by each Judge of the Presidency Court of Small Causes during the year 1883.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
By	Judgment for plaintiff.			Judgment for defendant.			Settled by agreement.	Withdrawn with leave or dismissed under Sections 97, 98 or 102 of the Code.	Other miscellaneous cases.	Grand total.	Number of days on which each Judge actually sat in court.	Value of suits disposed of.									
	Contested.	Uncontested.	Total.	Contested.	Uncontested.	Total.						Not exceeding Rs. 5.	Not exceeding Rs. 10.	Not exceeding Rs. 20.	Not exceeding Rs. 50.	Not exceeding Rs 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000.	Not exceeding Rs. 1,500.	Not exceeding Rs. 2,000.	Suits in which an excess above Rs. 2,000 was abandoned.
Chief Judge ..	436	1,197	1,633	113	..	113	945	136	2,475	5,302	*239	1,055	2,306	4,193	31,808	21,769	53,704	26,579	53,563	32,524	..
Second „ ..	887	3,210	4,097	137	..	137	1,878	482	1,407	8,001	220	3,049	6,401	11,961	64,582	65,957	175,934	69,735	5,098	..	..
Third „ ..	825	2,493	3,318	145	..	145	1,937	383	1,744	7,527	217	3,273	6,861	13,022	59,657	49,798	96,315	38,858	..	..	..
Registrar ..	1,011	5,138	6,149	122	..	122	1,868	737	2,084	10,960	†219	11,668	20,665	38,838	..	..	..	..	..	..	..
Total ..	3,159	12,038	15,197	517	..	517	6,628	1,738	7,710	31,790	895	19,045	36,233	68,014	156,047	137,524	325,953	135,172	58,661	32,524	..

MEMORANDUM.

		Days.	
The court was closed on account of Sundays		52	
Do do. of Christian holidays		4	
Do. do of Hindu holidays		7	
Do. do. of Muhammadan holidays ..		4	
Do. do of vacation		53	One Judge sitting every day except Saturdays.
Do. do. of other holidays		15	
Total ..		135	

* The Chief Judge sat during the whole vacation and was absent on leave from 17th September to 16th October 1883.
† The Registrar was absent on leave from 7th November 1883 to the close of the year.
Eight suits were referred to arbitration, of which 3 were decided in favor of plaintiff and 2 in favor of defendant, and 3 are still pending.

JUDICIAL FORM, No. 5.

SHOWING the result of proceedings on applications for the execution of decrees in the Presidency Court of Small Causes in the year 1883.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
	FILED.			APPLICATIONS DISPOSED OF.						AMOUNT REALIZED		NUMBER OF APPLICATIONS ON WHICH					
Number of applications pending on the 1st January 1883.	The decrees being those of the court where execution is taken out.	The decrees being those of other courts transferred for execution.	Total.	Transferred to another court under Section 223.	Completely executed.	Partly executed.	Wholly infructuous.	Total.	Pending at the end of the year.	With the issue of process.	Without the issue of process.	Judgment debtor was imprisoned.	He was arrested under Section 336, but released without imprisonment.	Property was sold.	Property was attached, but released.	Possession was given of immoveables.	Remarks.
2,404	11,016	23	13,443	217	3,573	407	6,202	10,359	3,084	57,842	75,554	374	663	262	558	35	

JUDICIAL FORM, No. 6.

SHOWING the statistics of the Distraint department of the Presidency Court of Small Causes for the year 1883.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
NUMBER OF APPLICATIONS.				NUMBER OF DISTRESSES.										
				Compromised.										
Pending on the 1st January 1883	Admitted.	Refused or withdrawn.	Total	Before distress.	After distress.	Number of sales.	Money paid into court.	Distresses set aside.	Unexecuted.	Amount of rent for which distresses were issued.	Amount realized by sales.	Amount levied and paid into court.	Commission and fees realized.	Remarks.
										RS.	RS.	RS.	RS.	
..	151	..	151	..	39	17	52	..	43	4,401	165	1,482	218	

JUDICIAL FORM, No. 7.

SHOWING the receipts and charges of the Presidency Court of Small Causes for the year 1883.

1	2	3	4	5	6		7	8	9	10	11	12	13
RECEIPTS.					CHARGES.								
In Small Cause Court stamps.		In cash.		Total.	Salaries of Judges and Registrar		Establishments.				Total.	Excess of column 5 over column 11, being the amount credited to Government.	Excess of column 11 over column 5, showing a deficit.
Institution, summons, and process fees.	Other fees.	Fines.	Other receipts.				Serving officers and bailiffs.	Others.	Contingencies including assessment on the Court buildings	Refunds.			
RS.	RS.	RS.	RS	RS.		RS.	RS.	RS	RS	RS.	RS.	RS.	
					Chief Judge..	24,000							
					Second Judge.	12,000							
					Third Judge .	12,000							
					Registrar ..	5,780							
1,47,177	531	..	235	1,47,943	Total ..	53,780	6,896	22,325	1,405	17,418	1,01,824	46,119	

APPENDIX A.

STATEMENT showing particulars as to execution against the persons of judgment debtors.

Year.	Average sum decreed	Average sum for which any coercive process was issued.	Number of persons arrested, and for what average sum.		Average amount of debt due by each person imprisoned.	The actual number of persons incarcerated.	Average term of incarceration undergone by parties discharged after imprisonment.	Number of persons arrested and brought before court.	Number of persons arrested who applied to be declared insolvents under Section 344 of Act.	Number of persons undergoing imprisonment who applied to be declared insolvents under Section 344 of Act.	Number of discharges ordered.	Remarks.
	RS. A. P.	RS. A. P.	NO.	RS. A. P.	RS. A. P.	NO.	DAYS.	NO.	NO.	NO.	NO.	
1883	26 2 4	36 7 8	937	40 15 3	65 13 8	374	11	367	..	..	..	

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Annual Report of the Judges of the Court of Small Causes, dated 22nd February 1884, No. 150.

ORDER—dated 26th March 1884, No. 799, Judicial.

In their order reviewing the annual report of the Judges of the Small Cause Court, Madras, for 1882, the Government observed that considerable delay had occurred in its submission, His Excellency the Governor in Council is glad to note that the report for 1883 has been submitted at a much earlier date.

2. The report shows that 25,079 suits were instituted compared with 21,296 suits in the previous year. The number of suits, however, instituted in 1882 was abnormally few, and it is observed that the number of suits instituted in the 5 years previous to 1879 was greater than the number instituted in the year under report. The following table will show this result:—

	Number of suits filed
1874	27,480
1875	26,389
1876	28,367
1877	26,941
1878	27,293
1879	25,662
1880	24,482
1881	24,472
1882	21,296
1883	25,079

The Government observe that the return, submitted by the Judges in October last (G.O., 12th October 1883, No. 2708, Judicial), shows that the number of suits instituted in the third quarter of the year was greater than the number instituted in the two previous quarters; there is, therefore, reason to suppose that the present year will again show an increase in the number of suits filed.

3. The fees realized during the year amounted to Rs. 1,47,943, being the highest sum realized during the previous 10 years. The total disbursements amounted to Rs. 1,01,824, leaving a balance of Rs. 46,119.

4. It is observed that 11,611 suits were brought for the recovery of sums not exceeding 10 rupees; 9,520 for sums exceeding Rs. 10 and not exceeding Rs. 50; and 3,643 for sums exceeding Rs. 50 and not exceeding Rs. 500. Ninety-two suits were filed, which could not have been heard except under the enhanced jurisdiction given by Act XV of 1882, the limit of the jurisdiction of the court having been raised by that Act from Rs. 1,000 to Rs. 2,000. The total value of the suits instituted amounted to Rs. 10,44,126 compared with Rs. 8,04,455 in the previous year.

5. The total number of suits disposed of amounted to 24,085, of which 12,041 or 49·8 per cent. of the total were uncontested. Three thousand six hundred and seventy-six or 15 per cent. of the total number disposed of were contested. The following statement shows the proportion of work done by each Judge, including the registrar, whose jurisdiction extends up to 20 rupee suits:—

—	Contested.	Per cent.	Uncontested.	Miscellaneous.	Number of days occupied by the Judge.
First Judge	549	16	1,197	3,556	239
Second Judge	1,024	27	3,210	3,767	220
Third Judge	970	26	2,493	4,064	217
Registrar	1,133	31	5,138	4,689	219
Total ..	3,676	100	..	..	..

After all the bulk of work is in these petty suits of 20 rupees or less.

The following table shows the total amount of work done and the amount of arrears left at the close of the year compared with the previous year :—

The total number of suits disposed of—

1883.	1882.
24,085	22,910

Average duration of suits contested—

	1883.	1882.
Ordinary	41	52
Summary, Cap. 39, C.C.P.	49	73

Uncontested—

	1883.	1882.
Ordinary	37	46
Summary	60	28
Pending at close of the year	2,830	1,836

Only 530 suits posted for hearing in 1883 were left undisposed of at the close of the year, the rest having been posted for hearing during the year 1883-84. The results are satisfactory. The Judges' action, in taking steps to clear off the suits on negotiable instruments, which appear to have remained on the file of the court an inordinate time, is approved.

6. The information submitted as to the time occupied in the hearing of applications for new trials is satisfactory. There were 210 such applications in the year in 17 cases a rule *nisi* was granted which was made absolute in 16 cases; the average time occupied in the disposal of such cases was 3 days. The High Court granted a new trial before itself in 3 cases, the judgment of the lower court was confirmed in one of these cases, and two are still pending.

7. The report as a whole shows that the outturn of work was better than that of the previous year, and was generally satisfactory. The Government will await the submission of the suggestion for an increase of establishment, referred to in the concluding paragraph of the report; they observe, however, that the work of the court does not appear to have increased materially in the last few years.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

ANNUAL REPORT

OF THE

MADRAS COURT OF SMALL CAUSES

FOR THE YEAR 1884.

MADRAS:
PRINTED BY E. KEYS, AT THE GOVERNMENT PRESS.

1885.

MADRAS COURT OF SMALL CAUSES,
27th February 1885.

No. 147.

From

THE JUDGES OF THE MADRAS COURT OF SMALL CAUSES,

To

THE HONORABLE E. F. WEBSTER,
Chief Secretary to Government,
Fort St. George.

SIR,

WE have the honor to forward, for the information of His Excellency the Governor in Council, the thirty-fourth annual report of the Madras Court of Small Causes.

2. The number of suits instituted during the year was 25,866, being 787 in excess of the number instituted in 1883. The above total includes 410 suits on negotiable instruments filed under Chapter 39 of Act XIV of 1882, which is the largest number of such suits instituted in one year ever since the extension of the summary provisions to this Court, and 338 more than in last year.

3. There was an increase in the number of suits of each value in table 3; but the increase was greatest in suits not exceeding Rs. 5 in value, of which 298 more were instituted than in 1883. Of suits above Rs. 1,000 in value, 110 were filed this year, being 18 more than last.

4. Comparing the number of suits instituted in the two years according to the nature of the suits, there was a remarkable decrease in the number of suits for goods sold and delivered, the figures being 5,771 this year against 7,320 last year, being a difference of 1,549. There was an equally remarkable increase in the number of suits on unwritten promise for sums certain, 2,189 more such suits being filed in this year than in last. Of applications for recovery of possession of immovable property under Chapter 7 of the Presidency Small Cause Court's Act, which, being in the nature of suits, are included in these returns as suits, 60 more were filed in this year than last year.

5. The number of suits disposed of during the year was 25,351, being 1,266 more than in 1883 and 2,441 more than in 1882. The number of miscellaneous applications disposed of was 10,555 in this year as compared with 7,710 in last year, being an increase of 2,845. These include claims to property taken in execution, which occupy fully as much time as contested suits. Of these, 285 were disposed of this year as against 221 in last year. This increase of miscellaneous applications disposed of represents a very large increase in the work of the Court; for, besides these claims, very many of such applications occupy a considerable time in disposal. There were 209 applications for distress for rent against 151 in 1883. Five cases under the Land Acquisition Act were disposed of during the year by the Chief Judge.

6. The number of cases pending at the end of the year was 3,345 as against 2,830 last year. Thus the arrears were only 515 more than last year, although the

number of suits instituted was greater by 787. Of these only 390 were adjourned cases, the rest consisting of 1,969 cases filed in the latter part of 1884, of which the hearing was fixed for 1885, and the remainder of cases in which second or further summonses were issued returnable in 1885, and cases pending return of summons from the mofussil. Of the adjourned cases the greater number are so adjourned for convenience of the parties or their lawyers, so that there remains only a very small number of cases undisposed of at the end of the year which could have been disposed of.

7. The average duration of contested suits appears from these returns to have been somewhat higher in this year than in last. This is due partly to the fact that several cases, which had from various causes been pending for a long time, were disposed of in this year. But the average duration of suits may be expected to increase under the present procedure because of the large increase in the number of suits against defendants residing out of the jurisdiction, which must necessarily occupy a much longer time in disposal. Of the 3,345 cases pending at the close of the year, only 728 had been pending for more than three months.

8. There were 298 applications for new trials. In 21 cases a rule *nisi* for a new trial was granted, which was made absolute in 13 cases. The total time occupied in disposing of these cases was 18 days. The average time in disposing of such cases was 3 days. In 6 cases new trials were ordered by the High Court under Section 38 of the Small Cause Court's Act, all of which are still pending. Under Section 622 of the Civil Procedure Code, the High Court called for the records in 5 cases, in 3 of which the judgment of this Court was confirmed and in 1 reversed and the remaining 1 case is still pending.

9. In the execution department the amount of work done was also greater than in last year. There were 1,646 more applications for execution, and the amount realized by process in execution was Rs. 26,542 more than in last year.

10. The financial results of the year's working of the Court are again very satisfactory, the balance to the credit of Government being Rs. 55,465, exhibiting an increase of Rs. 9,346 as compared with the previous year.

11. With reference to the remark made in paragraph 7 of the Order of Government on our last administration report that the work of the Court does not appear to have increased materially in the last few years, we would observe that the more number of suits filed is not by itself an accurate test of the work actually done. The value of the suits filed is a still more important element in coming to a conclusion on this point, because, as a rule, the greater the value of a suit the more it is contested and the longer time it occupies in disposal. In this respect the figures for the last two years show a large increase over those in all the eleven previous years, as will appear from the table appended to this report. But, indeed, none of the figures in the returns adequately disclose the really great increase which has taken place in the work done by the Judges and officials of the Court in the last few years, that increase being due in great part to increased complexity of procedure, the employment of professional assistance in a larger proportion of cases, and to various other causes which no figures represent. As a matter of fact, we can state that the work of the Judges and officers of the Court has very considerably increased during the last few years, and we propose shortly to address Government in a separate communication as to the necessity for an addition to our staff of Judges and to our establishment.

(Signed) J. W. HANDLEY,
(„) P. SREENEVASA RAO, } *Judges.*
(„) G. MUTTUSAMY CHETTY,

STATEMENT of the comparative Number and Value of the Suits filed and the Revenue collected thereon in the last eleven years.

Years.	Number of suits filed inclusive of summary suits.	Total value of suits.			Fees realized.		
		RS.	A.	P.	RS.	A.	P.
1874	27,480	8,44,951	14	0	1,06,947	1	9
1875	26,389	7,95,442	13	1	1,01,749	3	1
1876	28,367	8,30,729	6	8	1,06,899	3	11
1877	26,941	8,95,816	1	11	1,32,198	8	10
1878	27,293	9,45,731	11	1	1,21,685	10	5
1879	25,662	8,37,637	0	1	1,08,751	13	4
1880	24,482	8,46,106	2	7	1,10,590	0	2
1881	24,472	8,92,427	12	3	1,14,840	1	7
1882	21,296	8,04,455	0	0	1,23,243	0	0
1883	25,079	10,44,126	0	0	1,47,943	0	0
1884	25,866	11,09,501	0	0	1,58,241	0	0

JUDICIAL FORM, No. 1.

SHOWING the general result of the disposal of cases in the Presidency Court of Small Causes in the year 1884.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Presidency Court of Small Causes.	Number of suits pending on the 1st January 1884.	Number of suits instituted during the year 1884.	NUMBER OF SUITS DISPOSED OF DURING THE YEAR 1884.										Total disposed of.	Pending at the end of the year.	AVERAGE DURATION OF SUITS.		Remarks.
			Dismissed for default or want of prosecution.	Withdrawn with leave under Section 373 of the Civil Procedure Code.	Compromised.	Without contest.			With contest.		On reference to arbitration.				Contested, including cases referred to arbitration.	Uncontested.	
						Decreed on confession.	Decreed *ex parte*.	Dismissed *ex parte*.	Judgment for plaintiff in whole or in part.	Judgment for defendant.	For plaintiff.	For defendant.					
	2,812	25,456	1,550	326	6,594	1,473	11,743	1	2,820	490	3	...	25,000	3,268	DAYS. 60	DAYS. 36	Two hundred and ninety-eight applications for new trials; 277 disposed of without calling upon the other side. Aggregate time occupied by such cases 18 days; average duration 3 days.
Filed under Chapter XXXIX of Civil Procedure Code ...	18	410	2	1	89	24	229	...	6	...	...	...	351	77	60	34	
Total ...	2,830	25,866	1,552	327	6,683	1,497	11,972	1	2,826	490	3	...	25,351	3,345	...	...	

JUDICIAL FORM, No. 2.

Showing the number and description of suits pending and instituted in the Presidency Court of Small Causes in the year 1884.

1		2	3	4	5
Nature of claim.		Number of suits			Remarks.
		Pending on the 1st January 1884.	Instituted during the year 1884	Total	
Money due on contract	On written promise for sum certain	1,126	8,640	9,766	
	On unwritten promise for sum certain	456	4,410	4,866	
	On account stated	314	1,834	2,148	
	On balance of account, partnership or otherwise		4	4	
	Money paid or received	115	2,285	2,400	
	For goods sold and delivered	671	5,771	6,442	
Rent not falling under rent law		88	2,052	2,140	
Damages	For injuries to person		...	..	
	For injuries to property		46	46	
	For other injuries not included in the above			...	
	For breach of contract not included in the above	7	39	46	
Title and other suits	For recovery of possession of immovable property under Chapter VII of the Presidency Small Cause Court Act	36	375	411	
	Suits under the summary procedure, Chapter XXXIX of the Civil Procedure Code	17	410	427	
	Applications under Section 278 of the Code of Civil Procedure	14	285	299	
	Other applications			..	
	Other suits not falling under any of the previous heads				
	Total	2,844	26,151	28,995	

JUDICIAL FORM, No. 3.

SHOWING the value of suits instituted in the Presidency Court of Small Causes in the year 1884, together with the fees and costs received in stamps.

1	2	3	4	5
Institutions.	Number of suits.	Total value of suits.	Fees and costs received in stamps.	Remarks
		RS.	RS.	
Suits not exceeding Rs. 5	6,933	20,739	3,479	
Do. 10	5,023	37,306	5,372	
Do. 20	4,773	69,975	10,271	
Do. 50	5,064	165,321	24,136	
Do. 100	2,021	148,156	21,377	
Do. 500	1,714	351,324	42,833	
Do. 1,000	228	158,415	13,427	
Do. 1,500	66	81,578	6,224	
Do. 2,000	44	76,687	5,661	
Suits in which an excess above Rs. 2,000 was abandoned	...	...	...	
Total ..	25,866	11,09,501	1,32,780	

JUDICIAL FORM, No. 4.

SHOWING the disposal of suits according to value by each Judge of the Presidency Court of Small Causes during the year 1884.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22
By	Judgment for plaintiff.			Judgment for defendant.			Settled by agreement.	Withdrawn with leave, or dismissed under Section 97, 98 or 102 of the Code.	Other miscellaneous cases.	Grand total.	Number of days on which each Judge actually sat in Court.	Number of suits disposed of.									
	Contested.	Uncontested.	Total.	Contested.	Uncontested.	Total.						Not exceeding Rs 5.	Not exceeding Rs. 10.	Not exceeding Rs. 20.	Not exceeding Rs. 50.	Not exceeding Rs. 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000.	Not exceeding Rs. 1,500.	Not exceeding Rs. 2,000.	Suits in which an excess above Rs. 2,000 was abandoned.
Chief Judge ...	450	719	1,169	105	...	105	578	97	2,870	4,819	213	50	112	142	925	338	247	49	51	35	...
Second do. ...	685	2,368	3,053	116	...	116	2,023	442	2,834	8,468	205	759	604	649	1,356	1,265	854	114	3	...	...
Third do. ...	833	2,650	3,483	123	...	123	2,123	428	1,813	7,970	253	934	783	744	2,035	999	592	63	6	1	...
Registrar	858	7,733	8,591	146	...	146	1,959	915	3,038	14,649	234	4,792	3,580	3,239	...	...	...	...	...	...	...
Total ...	2,826	13,470	16,296	490	...	490	6,633	1,882	10,555	35,906	905	6,565	5,079	4,774	4,316	2,602	1,693	226	60	36	...

MEMORANDUM.

			Days.	
The Court was closed on account		of Sundays not including the Christmas and Easter vacation ...	43	
Do.	do.	of Christmas holidays	13	
Do.	do.	of Hindu holidays	5	
Do.	do.	of Muhammadan holidays	1	
Do.	do.	of vacation	62	One Judge sitting every day except Saturdays.
Do	do.	of Easter holidays	6	
Do.	do.	of Empress of India	1	
Do.	do.	of Prince of Wales' birthday	1	
Do.	do.	of last Saturday in the month not including the last Saturdays in the vacation and the Christmas holidays	9	
		Total ...	141	

Eight suits were referred to arbitration, of which 3 were decided in favor of plaintiff and 5 are still pending.

JUDICIAL FORM, No. 5.

SHOWING the result of proceedings on applications for the execution of decrees in the Presidency Court of Small Causes in the year 1884.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Number of applications pending on the 1st January 1884.	Filed.		Total.	Applications disposed of.					Pending at the end of the year.	Amount realized		Number of Applications on which					Remarks.
	The decrees being those of the Court where execution is taken out.	The decrees being those of other Courts transferred for execution.		Transferred to another Court under Section 223.	Completely executed.	Partly executed.	Wholly infructuous.	Total.		With the issue of process.	Without the issue of process.	Judgment-debtor was imprisoned.	He was arrested under Section 336, but released without imprisonment.	Property was sold.	Property was attached, but released.	Possession was given of immovables.	
3,084	12,662	22	15,768	296	3,901	675	7,283	12,155	3,613	RS. 84,386	RS. 68,711	460	769	564	557	33	

JUDICIAL FORM, No. 6.

SHOWING the statistics of the Distraint department of the Presidency Court of Small Causes for the year 1884.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Number of applications.				Number of distresses.						Amount of rent for which distresses were issued.	Amount realized by sales.	Amount levied and paid into Court.	Commission and fees realized.	Remarks.
Pending on the 1st January 1884.	Admitted.	Refused or withdrawn.	Total.	Compromised		Number of sales.	Money paid into Court.	Distresses set aside.	Unexecuted.					
				Before distress.	After distress.									
...	209	...	209	...	30	27	92	5	55	RS. 5,100	RS. 295	RS. 2,290	RS. 237	

JUDICIAL FORM, No. 7.

SHOWING the receipts and charges of the Presidency Court of Small Causes for the year 1884.

1	2	3	4	5	6		7	8	9	10	11	12	13
RECEIPTS.					CHARGES.								
In Small Cause Court stamps.		In cash.		Total.	Salaries of Judges and Registrar.		Establishments.				Total.	Excess of column 5 over column 11, being the amount credited to Government.	Excess of column 11 over column 5 showing a deficit.
Institution, summons, and process fees.	Other fees.	Fines.	Other receipts.				Serving officers and bailiffs.	Others.	Contingencies including assessment on the Court buildings.	Refunds.			
RS.	RS.	RS.	RS.	RS.		RS.	RS.	RS.	RS.	RS.	RS.	RS.	
					Chief Judge ..	24,000							
					Second Judge ..	12,000							
					Third Judge ...	12,000							
					Registrar † ...	6,666							
1,56,862	1,043 *	...	336	1,58,241		54,666	6,180	23,362	793	17,775	1,02,776	55,465	

* Rs 225 including the fees realized for granting 9 pleaders' certificates at Rs. 25 per certificate.
† Including his acting allowance as Third Judge.

APPENDIX A.

STATEMENT showing particulars as to execution against the persons of judgment-debtors.

Year.	Average sum decreed.	Average sum for which any coercive process was issued.	Number of persons arrested and for what average sum.		Average amount of debt due by each person imprisoned.	The actual number of persons incarcerated.	Average term of incarceration undergone by parties discharged after imprisonment.	Number of persons arrested and brought before Court.
	RS. A. P.	RS. A. P.	NO.	RS. A. P.	RS. A. P.	NO.	DAYS.	NO.
1884	25 14 10	30 5 10	1,234	39 4 8	80 3 6	460	15	448

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Annual Report of the Madras Court of Small Causes, dated 27th February 1885, *No.* 147.

ORDER—dated 6th May 1885, No. 1194, Judicial.

The Judges of the Madras Court of Small Causes submit their thirty-fourth annual report, showing the progress of work in their Court during the year 1884. The Government observe that this return has been submitted six weeks after the prescribed date, and they trust that the Judges will arrange, in future, for the punctual despatch of their yearly reports.

2. The number of suits instituted during the year was 25,866, which shows a slight increase (787), as was anticipated by Government in their review of the report for 1883, over those filed in the previous year. This is the highest number reached since 1878. The number of suits on negotiable instruments has increased from 72 in 1883 to 410 in 1884.

3. The value of the suits filed (Rs. 11,09,501) is higher than in any previous year. Of this sum Rs. 1,58,265 represents the value of suits above Rs. 1,000; the figures also show that the average value of each suit (Rs. 36·5) is higher than in any previous year except 1883 (Rs. 36·7). This high average is not due to a falling off in suits of small value, as the number of suits of a value not exceeding Rs. 20 has increased, and is greater than the number filed in 1881. The figures are—

1881	16,117
1882	13,918
1883	16,337
1884	16,729

A large proportion of the increase was in suits of a value not exceeding Rs. 5, of which 298 more were filed in 1884 than in 1883. These figures tend to show that no obstacles exist to the poorest class of litigants finding the relief they require, a fact which is regarded by Government with the greatest satisfaction.

4. The following statement exhibits the manner in which the work of the Court was disposed of during the year under review and the two preceding years :—

Year.	Number of suits instituted.	Number of suits disposed of.	Duration of suits in days.				Number of suits pending at the end of the year.
			Ordinary		Under C. 39, C.C.P.		
			Contested.	Uncontested.	Contested.	Uncontested.	
1882	21,296	22,910	52	46	73	28	1,836
1883	25,079	24,085	41	37	49	60	2,830
1884	25,866	25,351	60	36	60	34	3,345

From these figures it is observed that the Judges disposed of 1,266 more suits in 1884 than in 1883, while the average duration of contested suits has considerably increased. This is attributed in part to the fact that several cases of long standing were disposed of during the year, and in part to the increase in the number of suits filed against defendants residing outside the jurisdiction of the Court, but no figures are given to enable the Government to judge how far this explanation is complete. It is noted

that of the 3,345 cases pending at the end of the year, only 390 were adjourned cases, and that only 728 cases had been pending for more than three months. His Excellency the Governor in Council considers that these results are satisfactory.

5. The following table shows the amount of work done by each Judge and by the Registrar, whose jurisdiction extends only to suits of a value not exceeding Rs. 20:—

Bench.	Number of days on which sittings were held.	Contested suits.	Uncontested suits.	Miscellaneous.	Total.
Chief Judge	213	555	719	3,545	4,819
Second do.	205	801	2,368	5,299	8,468
Third do.	253	956	2,650	4,364	7,970
Registrar	234	1,004	7,733	5,912	14,649
Total ..	905	3,316	13,470	19,120	35,906

The number of contested suits disposed of was 3,316 against 3,676 in 1883, a decrease of 360.

6. The number of applications for new trials increased from 210 in 1883 to 298 in the year under review. A rule *nisi* was granted in twenty-one cases and was made absolute in thirteen cases. The average duration of each of such cases was three days. The High Court ordered new trials before itself in six cases, all of which are still pending. The records were called for by the High Court in five cases, in three of which the judgment of the Small Cause Court was confirmed, in one reversed, and the remaining case is still pending.

7. The receipts from all sources during the year amounted to Rs. 1,58,241, showing an increase of Rs. 10,358 over those of 1883. The charges amounted to Rs. 1,02,776, the balance to the credit of Government thus being Rs. 55,465, an increase of Rs. 9,346 over the balance at the end of 1883.

8. The report as a whole shows that the working of the Court continues to be satisfactory. The points raised in paragraph 11 of the report will be dealt with on receipt of the further communication promised.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.